



# Kansas Register

Ron Thornburgh, Secretary of State

Vol. 23, No. 40    September 30, 2004    Pages 1417-1448

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## State of Kansas

## Kansas, Inc.

## Notice of Meetings

The Kansas, Inc. Board of Directors will meet at 4 p.m. Sunday, October 3, and at 8:30 a.m. Monday, October 4, at the ClubHouse Inn & Suites, I-70 and Wanamaker Road, Topeka. The meetings are open to the public. For more information, call (785) 296-1460.

Jerry Lonergan  
President

Doc. No. 031173

## State of Kansas

Speech-Language Pathology/Audiology  
Advisory Board

## Notice of Meeting

The Speech-Language Pathology/Audiology Advisory Board will meet at 11 a.m. Thursday, September 30, in Classroom F of the KNEA Building, 715 S.W. 10th Ave., Topeka.

Marla Rhoden, Director  
Health Occupations Credentialing

Doc. No. 031175

## State of Kansas

## Pooled Money Investment Board

## Notice of Investment Rates

The following rates are published in accordance with K.S.A. 75-4210. These rates and their uses are defined in K.S.A. 12-1675(b)(c)(d), 75-4201(l) and 75-4209(a)(1)(B).

## Effective 9-27-04 through 10-3-04

Term	Rate
1-89 days	1.74%
3 months	1.73%
6 months	1.98%
1 year	2.14%
18 months	2.36%
2 years	2.56%

Derl S. Treff  
Director of Investments

Doc. No. 031161

## State of Kansas

## University of Kansas

## Notice to Bidders

Proposals for the items listed below will be received by the Educational and Institutional Cooperative Association, Inc. (E & I Coop). Proposals for listed items will be received at the time and date indicated in the bid documents, and then will be publicly opened. Interested bidders may contact Bob Solak at (631) 630-8283 or fax (631) 273-3370 for additional information:

**Friday, November 12, 2004**

**RFP E&I 682155**

Biological Safety Cabinets, Large-Capacity Sterilizers  
and Ultra-Low Freezers

Barry Swanson  
Director of Purchasing and  
Business Services  
University of Kansas

Doc. No. 031172

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## State of Kansas

## Legislature

## Interim Committee Schedule

The following committee meetings have been scheduled during the period of October 4-15. Requests for accommodation to participate in committee meetings should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at (785) 296-2391 or TTY (785) 296-8430. When available, agendas can be found at <http://kslegislature.org/klrd>.

Date	Room	Time	Committee	Agenda
Oct. 4	519-S	9:00 a.m.	Joint Committee on Kansas Security	Discussion of Interim Report.
Oct. 4	123-S	10:00 a.m.	Joint Committee on Legislative Budget	Regents Southwest Kansas Access project; higher education block grant funding; use of building funds to pay insurance for state buildings; and coordination and communication of state budget information.
Oct. 5	123-S	9:00 a.m.		
Oct. 5	514-S	10:00 a.m.	Joint Committee on Administrative Rules and Regulations	Review of the rules and regulations proposed for adoption by Dept. of Wildlife and Parks, Dept. of Agriculture—Div. of Water Resources, SRS, State Corporation Commission and KDHE.
Oct. 7	514-S	10:30 a.m.	Kansas Systems Review Team	No agenda available.
Oct. 6	313-S	10:00 a.m.	Special Committee on Judiciary	<b>6th:</b> Eminent domain. <b>7th:</b> Adult care homes and victim information.
Oct. 7	313-S	9:00 a.m.		
Oct. 7	241-N	10:00 a.m.	Joint Committee on Corrections and Juvenile Justice Oversight	Updates on: InnerChange Freedom Initiative (IFI); SB 123; community residential beds; prison population and capacity; and methamphetamine prevention and treatment.
Oct. 8	241-N	9:00 a.m.		
Oct. 11	519-S	10:00 a.m.	Legislative Post Audit	No agenda available.
Oct. 12	519-S	10:00 a.m.	Special Committee on Local Government	Continued review of open records exceptions.
Oct. 13	519-S	9:00 a.m.		
Oct. 13	123-S	11:00 a.m.	Legislative Coordinating Council	Legislative matters.
Oct. 13	Western	10:00 a.m.	Special Committee on Environment	<b>13th:</b> Briefing on all topics, tour of Cedar Bluff Reservoir, and public hearing on all topics. <b>14th:</b> Continued hearing on all topics; committee discussion and direction to staff.
Oct. 14	Co-op. Electric Assn., WaKeeney	9:00 a.m.		
Oct. 14	519-S	10:00 a.m.	Special Committee on Assessment and Taxation	No agenda available.
Oct. 15	519-S	9:00 a.m.		
Oct. 14	123-S	10:00 a.m.	Joint Committee on State Building Construction	No agenda available.
Oct. 15	123-S	9:00 a.m.		

Jeffrey M. Russell  
Director of Legislative  
Administrative Services

Doc. No. 031170

## State of Kansas

**Kansas Military Board****Notice of Meeting**

The Kansas Military Board of the Adjutant General's Department will meet at 10 a.m. Wednesday, October 6, at the State Defense Building, Conference Room 102, 2800 S.W. Topeka Blvd., Topeka. Requests for special accommodations to participate in the meeting should be made at least two working days in advance by contacting Tracey Talley at (785) 274-1001.

Maj. Gen. Tod M. Bunting  
Adjutant General of Kansas

Doc. No. 031166

## State of Kansas

**Attorney General****Opinion 2004-14**

**Cities and Municipalities—Buildings, Structures and Grounds; Development and Redevelopment of Areas In and Around Cities—Definitions; Redevelopment Project Costs; Site Preparation; Demolition of Existing Buildings; Capping Sewer Lines. Senator Mark W. Taddiken, Clifton, June 23, 2004.**

Site preparation may include demolition of buildings when the demolition is necessary to prepare the site for buildings and facilities proposed to be constructed in a redevelopment district. Relocation of sewer lines, including capping existing lines, is authorized as a site preparation under K.S.A. 2003 Supp. 72-1770a(q), as amended by L. 2004, Ch. 154, § 3. Under such circumstances, monies raised through bonds issued pursuant to K.S.A. 12-1770 *et seq.* may be used to pay the costs of these activities. Cited herein: K.S.A. 10-1201; K.S.A. 2003 Supp. 12-6a01, as amended by L. 2004, Ch. 120; K.S.A. 12-1770; K.S.A. 2003 Supp. 12-1770a, as amended by L. 2004, Ch. 154, § 3; K.S.A. 12-1771; 12-1772; 12-1773, K.S.A. 2003 Supp. 12-1774, as amended by L. 2004, Ch. 154, § 6; 77-201. RDS

**Opinion 2004-15**

**Public Health—Regulation of Dentists and Dental Hygienists—Grounds for Refusal to Issue License or for Action Against License of Dentist or Dental Hygienist; Disciplinary Action by Board; Disposition of Fines and Costs Assessed Against Dentist or Dental Hygienist.**

**State Boards, Commissions and Authorities—Kansas Dental Board—Disposition of Moneys. Larry A. Williamson, Executive Director, Kansas Dental Board, Topeka, June 29, 2004.**

To the extent they conflict, K.S.A. 65-1436(d) prevails over K.S.A. 74-1405(f) in relation to disposition of moneys assessed and collected by the Kansas Dental Board as a fine when the amount of costs assessed in a disciplinary case exceed the amount of the fine. Thus in that situation, pursuant to K.S.A. 65-1436(d), the full amount of the moneys collected by the board accrue to the dental board fee fund. Cited herein: K.S.A. 65-1436; 74-1405; 75-2170a; L. 1997, Ch. 81, § 2; L. 1973, Ch. 309. CN

**Opinion 2004-16**

**Waters and Watercourses—Groundwater Management Districts—District Powers; Acquisition of Land; General Improvement Bonds; Use of Monies. Vernon Hirt, President, Big Bend Groundwater Management District No. 5, Stafford, June 29, 2004.**

A groundwater management district may acquire land and interest in land in excess of 1,000 acres by gift, exchange or eminent domain. However, if the amount of land and interest in land so acquired exceeds 1,000 acres, the district must dispose of that excess in a reasonable and expeditious manner. The Kansas Legislature chose not to specify an exact time frame regarding what would be considered "reasonable and expeditious" because of the variability of factors involved in the sale of land. Consequently, it is not possible to establish a bright line time frame. Should the situation arise wherein a district needs to dispose of excess acreage, the district should act in good faith by taking necessary steps toward disposition as quickly as is feasible under the circumstances.

The purchase of a water right for the purpose of retiring the right is not a capital cost of works of improvement for which a groundwater management district established pursuant to K.S.A. 82a-1020 *et seq.* may expend monies that are raised through issuance of general improvement bonds authorized under K.S.A. 82a-1031. Cited herein: K.S.A. 24-661; 24-1201a; 24-1206; 24-1209; 24-1228; 82a-701, as amended by 2004 S.B. 524, § 141; 82a-707; 82a-1020; 82a-1021, as amended by 2004 S.B. 524, § 148; 82a-1028; 82a-1031; 82a-1704. CN and RDS

**Opinion 2004-17**

**Taxation—Liquor Drink Tax—Local Alcoholic Liquor Fund; Distribution of Moneys. Janet Holley, Elk County Free Fair Association, Longton, June 29, 2004.**

An expenditure of money from the special parks and recreation fund, derived from the local alcoholic liquor tax, for the construction of a new Elk County Free Fair Association building is within the discretion of the Elk County Board of County Commissioners. If the commissioners determine that the facility would be used in substantial measure for recreational purposes, and thus within an authorized statutory purpose, albeit the facility would also be used for agricultural purposes by the Elk County Free Fair Association, then the commissioners may distribute the special parks and recreation fund moneys for this purpose. Cited herein: K.S.A. 2-125; 2-132; 79-41a02; 79-41a04. CN

**Opinion 2004-18**

**Roads and Bridges—County and Township Roads—Township Board of Highway Commissioners; Compensation. Jan Satterfield, Butler County Attorney, El Dorado, June 29, 2004.**

Township board members can be compensated for providing services to the township provided the services fall within the parameters of "township business" or are identified specifically in the statutes. However, while a township board may be authorized to appoint or employ one of its members to perform services for the township,

its members must comply with all state governmental ethics laws. Cited herein: K.S.A. 68-525; K.S.A. 2003 Supp. 68-526; K.S.A. 68-530; 75-4301a, 75-4304; 75-4305; 80-202; 80-207; K.S.A. 2003 Supp. 80-208; K.S.A. 80-301; 80-302; 80-304; 80-401; 80-406; K.S.A. 2003 Supp. 80-410; K.S.A. 80-501; 80-1201; 80-1407; K.S.A. 2003 Supp. 80-1544; K.S.A. 80-2002. MF

#### Opinion 2004-19

**Counties and County Officers—County Commissioners, Powers and Duties—Powers of Board of Commissioners; Authority of Each Commissioner to Hire Their Own County Road Employees.**

**State Departments—Public Officers and Employees; Open Public Meetings—Closed or Executive Meetings; Personnel Matters of Nonelected Personnel; Taking Binding Action; Hiring Employees. James L. Emerson, Crawford County Counselor, Girard, July 7, 2004.**

As long as the decision to permit such a practice becomes binding upon the county in conformity with the Kansas Open Meetings Act, it is our opinion that K.S.A. 19-212 permits a board of county commissioners to decide how many road supervisors and road crews best serve the interests of the county and that the board may legally decide to delegate such hiring decisions to a single individual, including each of the three commissioners. Cited herein: K.S.A. 19-212, 28-615, 68-503, 68-540, 68-586, 68-588, 75-4317, and 77-201. TMN

#### Opinion 2004-20

**Counties and County Officers—Hospitals and Related Facilities—Tax Levy, Increase; Bonds; Use of Proceeds; Limitations.**

**Taxation—Aggregate Tax Levy Limitations—Suspension of Tax Levy Limitations; County Hospitals; Protest Petition. H. Scott Beims, Attorney, Rawlins County Health Center, Atwood, July 7, 2004.**

County voters may approve a resolution under K.S.A. 19-4606 whereby an annual levy exceeding six mills is authorized for a specified number of years, with the possibility of repeal through protest petition made available in a given year. Cited herein: K.S.A. 19-4606. TMN

#### Opinion 2004-21

**Probate Code—Care and Treatment for Mentally Ill Person—Trial Upon the Petition; Applicability of Health Insurance Portability and Accountability Act (HIPAA) to Testimony of Health Care Providers. Don Scott, Seward County Attorney, Liberal, July 7, 2004.**

The “disclosures required by law” provision of the Health Insurance Portability and Accountability Act (HIPAA) in 45 C.F.R. § 164.512(a) permits a health care provider to disclose protected health information contained in a report of an evaluation ordered by a court pursuant to K.S.A. 2003 Supp. 59-2961 in a care and treatment proceeding if the disclosure is limited to evidence that is relevant and material to the issue of whether the proposed patient is a mentally ill person subject to care and treatment under the Act. Additionally, under 45 C.F.R. § 164.512(a) a health care provider (other than a court-or-

dered evaluator) who is subpoenaed to testify at a care and treatment proceeding may disclose protected health information if the disclosure is limited to evidence that is relevant and material to the issue of whether the proposed patient is a mentally ill person subject to care and treatment under the Act. However, even when a disclosure is allowed under the “required by law” provision in a care and treatment proceeding, a health care provider may still need to meet the requirements of 45 C.F.R. § 164.512(e) that pertain to disclosures for judicial proceedings.

The “disclosures for judicial and administrative proceedings” provision in 45 C.F.R. § 164.512(e)(1)(i) also permits a health care provider to disclose protected health information contained in a report of an evaluation ordered by a court pursuant to K.S.A. 2003 Supp. 59-2961 in a care and treatment proceeding without further process, provided that only the health information expressly authorized by the court’s order is disclosed. In the absence of an actual order of a court that expressly authorizes disclosure of protected health information, under 45 C.F.R. § 164.512(e), a health care provider who has been subpoenaed to testify in an involuntary commitment proceeding must have received HIPAA’s requisite “satisfactory assurances” in order to disclose HIPAA protected health information. However, if a court expressly orders such a disclosure, pursuant to 45 C.F.R. § 164.512(e)(1)(ii) a health care provider may disclose otherwise protected health information as authorized by the order.

45 C.F.R. § 164.512(e) is procedurally “more stringent” than any of the Kansas privilege statutes and the applicable suspension of such privileges in the context of a care and treatment proceeding, and thus preempts each of them in relation to the procedure required before a patient’s health information may be disclosed. Thus, HIPAA’s procedural “baseline” pursuant to 45 C.F.R. § 164.512(e) must be reached before a health care provider becomes authorized under the applicable Kansas privilege suspension statute to disclose health information in a care and treatment proceeding. Once any requisite procedures pursuant to 45 C.F.R. § 164.512(e) have been complied with, any relevant and material evidence may be admitted in a care and treatment proceeding. Cited herein: K.S.A. 2003 Supp. 59-2945; 59-2946; 59-2959; 59-2961; 59-2962; 59-2965; 59-2966; 59-2979; K.S.A. 2003 Supp. 59-5603; K.S.A. 60-425; 60-427; 65-5810; 65-6315; 65-6410; 74-5272; 42 U.S.C. §§1320d-2; 1320d-7; 45 C.F.R. §§ 160.103; 160.104; 160.202; 164.501; 164.502; 164.512. CN

#### Opinion 2004-22

**Probate Code—Care and Treatment for Mentally Ill Persons; Voluntary Admission to Treatment Facility; Voluntary Out-Patient Treatment of Minors. Phyllis Gilmore, Executive Director, Behavioral Sciences Regulatory Board, July 22, 2004.**

Based on the definition of “treatment facility” in the Care and Treatment for Mentally Ill Persons Act, we conclude that a minor 14 years of age but less than 18 years of age may consent to outpatient (as well as inpatient) treatment at a treatment facility as a voluntary patient,

(continued)

but the head of the treatment facility must so notify the minor's parent, legal guardian or other person known to the head of the treatment facility to be interested in the care and welfare of the minor. We withdraw the conclusion reached in Attorney General Opinion No. 2003-35 to the extent it conflicts with the conclusion reached herein. Cited herein: K.S.A. 59-2945; K.S.A. 2003 Supp. 59-2946; 59-2949. MF

#### Opinion 2004-23

**Intoxicating Liquors and Beverages—Licensing and Related Provisions; City Option—Sale of Liquor by Package; Petition and Election.** Barry L. Arbuckle, Valley Center City Attorney, Wichita, July 22, 2004.

As the Liquor Control Act does not apply uniformly to all cities, a city may charter out of the petition requirement of K.S.A. 41-302, which authorizes cities to present the question of licensing the retail sale of packaged alcoholic liquor to city electors upon submission of a valid petition. Whether county election officials can conduct a binding election pursuant to an ordinance requiring an election on the issue of licensing the retail sale of packaged alcoholic liquor is an area of the law that remains unsettled. However, in light of *State of Kansas, ex rel. Kline v. The Unified Board of Comm'r of the Unified Government of Wyandotte County/Kansas City, Kansas*, and the dearth of Kansas appellate court decisions on the issue, we believe the better approach is to allow county election officials to conduct a binding election pursuant to an ordinance chartering out of the petition requirement of K.S.A. 41-302 provided the ordinance does not impose duties with regard to the *conduct* of the election not required by the statute. Assuming that an election is held in conformity with the election requirements of K.S.A. 41-302, the director of Alcoholic Beverage Control shall be bound by the results. Cited herein: K.S.A. 12-1761; K.S.A. 2003 Supp. 19-101a, as amended by L. 2004, Ch. 72, § 20; Ch. 110, § 5; Ch. 167, § 36; Ch. 180, § 4; Ch. 185, § 36; K.S.A. 25-2104, 41-101, 41-301, 41-302; Kan. Const., Art. 12, Section 5; Kan. Const., Art. 15, Section 10. MF

#### Opinion 2004-24

**Cities and Municipalities—Buildings, Structures and Grounds—Definitions; Use of Monies Raised Through STAR Bonds; Meaning of Word "Property."** Senator Karin Brownlee, 23rd District, Olathe; Senator Nick Jordan, 10th District, Shawnee; Senator Jim Barone, 13th District, Frontenac; Representative Kenny A. Wilk, 42nd District, Lansing; Representative Lana Gordon, 52nd District, Topeka, July 30, 2004.

Until June 3, 2004, the word "property" as used in the Tax Increment Finance (TIF) Act included both personal and real property. Prior to that date TIF proceeds were legally available to finance both real and personal property necessary to implement a redevelopment plan. As of June 3, 2004, pursuant to 2004 House Substitute for Senate Bill No. 395, proceeds of TIF bonds became prohibited for use to finance personal property and thus became legally available to finance only real property. Cited herein: K.S.A. 12-1770; K.S.A. 2003 Supp. 12-1770a; K.S.A. 12-1771, as amended by L. 2004, Ch. 183, § 1; 12-1772; 12-

1773, as amended by L. 2004, Ch. 183, § 3; K.S.A. 2003 Supp. 12-1774, as amended by L. 2004, Ch. 183, § 4; 77-201. CN

#### Opinion 2004-25

**Public Health—Emergency Medical Services—Ambulance Service; Purchasing Ambulance for Use by Private Ambulance Service; Public Purpose Doctrine.**

**Counties and County Officers—County Commissioners—Sale or Disposition of County Property; Sale of Ambulance to Private Ambulance Service.** Edward S. Dunn, Jackson County Counselor, Holton, September 13, 2004.

It is our opinion that K.S.A. 19-211(b), as amended, allows a county to sell county owned property, including an ambulance, valued at more than \$50,000, without resorting to a competitive bid process, if the county adopts a resolution containing the required information and if the county follows a procedure that provides for public notice and participation in the decision making process. Cited herein: K.S.A. 19-211, as amended by L. 2004, Ch. 77, § 1. TMN

#### Opinion 2004-26

**Automobiles and Other Vehicles—Licensure of Vehicle Sales and Manufacture—Establishment of Additional or Relocation of Existing New Vehicle Dealer; Sale of Vehicles to County or City.**

**Counties and County Officers—General Provisions—County as Corporation; Powers Generally; Home Rule; Purchase of Vehicles from Out-of-State Dealers.**

**Constitution of the State of Kansas—Bill of Rights—Corporations; Cities Powers of Home Rule.** Steven W. Hirsch, Decatur County Attorney, Oberlin, September 13, 2004.

While purchases from out-of-state suppliers who are not licensed in Kansas may create jurisdictional or venue issues should the purchaser later wish to bring some sort of legal action, we find nothing in K.S.A. 8-2401 *et seq.* or other Kansas law that prohibits Kansas cities or counties from purchasing vehicles from out-of-state dealerships. Cited herein: Kan. Const., Art. 12, § 5; K.S.A. 8-2401; 8-2406; 8-2425; 8-2426, as amended by L. 2004, Ch. 145, § 9; 8-2434; 8-2439; 12-1,117; K.S.A. 2003 Supp. 19-101a, as amended by L. 2004, Ch. 185, § 36 and L. 2004, Ch. 180, § 4; K.S.A. 19-212; and 19-2645. TMN

#### Opinion 2004-27

**Cities and Municipalities—Emergency Telephone Service—Use of Proceeds.** Joseph O'Sullivan, Reno County Counselor, Hutchinson, September 13, 2004.

Emergency telephone tax revenue may be utilized to pay for charges related to an emergency telephone system's equipment, including computer software, hardware and maintenance or service agreements, where the governing body determines that the cost is part of the system's annual operating cost. Cited herein: K.S.A. 12-5304. MF

## Opinion 2004-28

**Livestock and Domestic Animals—Protection of Domestic Animals—Unlawful Act; Civil Penalties; Contagious or Infectious Disease. George Teagarden, Livestock Commissioner, Kansas Animal Health Department, September 15, 2004.**

K.S.A. 47-624 prohibits a person from selling or giving away domestic animals, including cats, that have tested positive for an infectious or contagious disease or when the possessor otherwise knows that the animal has an infectious or contagious disease.

The provision in K.S.A. 47-624 allowing the disposal of an animal after a “bill of health” has been obtained from the livestock commissioner does not give the commissioner discretion to write a “bill of health” on an animal that has tested positive for an infectious or contagious disease. Cited herein: K.S.A. 47-624; 47-635. CN

Phill Kline  
Attorney General

Doc. No. 031162

## State of Kansas

## Kansas Water Office

## Notice of Hearings

Public hearings will be conducted Tuesday, October 5, in Hutchinson and Wednesday, October 6, in Lawrence on proposed changes to the Kansas Water Marketing Program, use of alternative dispute resolution techniques to resolve water resource conflicts, and reservoir demonstration projects and research. The Kansas Water Authority will consider testimony received at the hearings when it meets in November in El Dorado. The Authority will decide whether to include the proposed changes in the State Water Plan and advise the Governor and Kansas Legislature on any requested statutory changes and budgetary needs to put plans into action.

The Hutchinson hearing will be at the Reno County Museum, 100 S. Walnut, and the Lawrence hearing will be at Building No. 21 at the Douglas County Fairgrounds, 2110 Harper. Both hearings begin at 1:30 p.m.

Please provide two copies of any written testimony at the hearing. An oral summation of written testimony also may be given. Persons unable to testify at the hearing may submit written comments through October 15 to the Kansas Water Office, 901 S. Kansas Ave., Topeka, 66612-1249.

## Kansas Water Marketing Program

Three recommendations are being considered:

- Put in place a long-term financial strategy to avoid having an unfunded debt to pay at the end of the contract term for purchase of water storage in federal reservoirs from the U.S. Army Corps of Engineers.
- Increase the cost component of the Water Marketing Rate deposited in the Conservation Storage Water Supply Fund from 2.5 cents to 4.1 cents per 1,000 gallons of raw water purchased. The fund serves as a depreciation reserve. The increase reflects an inflation adjustment since the program began in 1983 based on the Consumer Price Index (CPI). Future in-

creases, if necessary, will be based on the Water Marketing Program customer base and tied to the CPI. A second component is to switch from an adjustable rate based on prior year costs to the coming year's projected costs.

- Modify the Water Marketing Act to streamline payment of administration and enforcement costs directly from the Water Marketing Fund. Currently, funds are deposited in the state general fund and then transferred to the Water Marketing Fund. Under the proposed plan, the Kansas Water Office would pay administrative and enforcement costs directly from the Water Marketing Fund. In addition, three representatives of Water Marketing Program customers (industrial and small and large municipalities) would be selected to serve as ex-officio members of the Kansas Water Authority's Public Water Supply Operations Committee.

## Reservoir Restoration Demonstration Projects and Research

Four recommendations are being considered:

- Conduct a demonstration project on the restoration of a small, public water supply lake. Older public water supply lakes will be identified and local officials will be queried on their interest in participating in a demonstration project. One or more demonstration projects will be selected.
- Review the results of studies at Oologah Lake and El Dorado Lake to assist in developing a reservoir restoration plan at a federal reservoir in Kansas that provides water through the Kansas Water Marketing Program.
- Develop a predictive model for taste and odor problems.
- Redirect Clean Drinking Water Fee revenues to the State Water Plan Fund.

## Alternative Dispute Resolution

To resolve water resource conflicts in their early stages, it is proposed that appropriate agencies could use their own trained mediators. The costs would be absorbed by existing agency budgets. For multi-party, multi-county or multi-level conflicts, the Kansas Legislature will be asked to add a line item to the Kansas Water Office's budget to pay for the expenses of contracting with private dispute resolution professionals.

For detailed information on the Kansas Water Plan policy proposals, see the Kansas Water Office's Web site, [kwo.org](http://kwo.org). A button on the home page, “Water Policy Issues Being Considered,” will link you to the policy information.

For more information or to request special accommodations, call the Kansas Water Office at (785) 296-3185 or toll free 1-888-KAN-WATER.

Tracy Streeter  
Acting Director

Doc. No. 031155

## State of Kansas

## Office of the Governor

## Executive Order 04-10

WHEREAS, the predecessor of the existing Governor's Mental Health Services Planning Council was established in 1986 in response to Public Law 99-660, and the Council itself was established as a part of Kansas' Mental Health Reform Act, K.S.A. 39-1601, et seq., passed in 1990, and therein given responsibility to support the creation and expansion of comprehensive, community-based systems of care for adults with severe and persistent mental illness, and for children with serious emotional disturbance; and

WHEREAS, K.S.A. 39-1606 assigns responsibility to the Council to, among other duties, make appropriate recommendations to the State's mental health authority within the Department of Social and Rehabilitation Services, to serve as an advocate for adults with severe and persistent mental illness, and for children with serious emotional disturbance, and their families, and other persons with mental illness or emotional problems, and to monitor, review and evaluate the allocation and adequacy of mental health services provided within this State; and

WHEREAS, Kansas has long been a pioneer in and model for the development of methods for improving mental health services delivery systems, and has demonstrated an inclusive approach for doing so through the development of a nationally recognized strategic planning process; and

WHEREAS, Kansas' mental health services are funded by and of interest to many different people, entities and departments within this State; and

WHEREAS, Kansas is committed to having a mental health services delivery system that is constantly involved in a process of improvement which is person-centered, performance-driven and evidence-based; and

WHEREAS, the citizens of Kansas will experience greater benefits from a mental health services delivery system that is well coordinated across the major life domains of employment, physical health care and education, is supportive of families, has a focus on early intervention for children and their families, and expands the ways in which it promotes recovery and resilience for adults; and

WHEREAS, there is currently an active base of consumers, providers, advocates and other citizens who have to date been involved in the strategic planning processes and who are invested in utilizing the President's New Freedom Commission's goals to further evaluate and improve the mental health services delivery system in Kansas;

NOW THEREFORE, pursuant to the authority vested in me as the Governor of the State of Kansas, I hereby designate the Governor's Mental Health Services Planning Council to be the coordinating body in Kansas for stakeholder efforts in utilization of the President's New Freedom Commission's recommendations, with the following purposes and charges:

1. To serve as coordinator of recommendations which may be brought forth by stakeholders, consumers, mental

health services providers and community services providers, and others, and based thereon, to make any appropriate recommendations to the Governor; and

2. To work with the State's mental health authority, the Department of Social and Rehabilitation Services, as well as other of the State's departments, to improve and refine the State's Mental Health Strategic Plan, and to also develop strategies to improve the mental health services system across all systems and the State's departments.

This document shall be filed with the Secretary of State as Executive Order No. 04-10 and shall become effective immediately.

Dated September 22, 2004.

Kathleen Sebelius

Governor

Attest: Ron Thornburgh

Secretary of State

Doc. No. 031167

(Published in the Kansas Register September 30, 2004.)

**Redemption Notice  
City of Kansas City, Kansas  
Water and Electric Light Plant  
Revenue Bonds, Series 1976 A  
Due November 1, 2006  
\*CUSIP Number 484800 KM 8**

Notice is hereby given that, pursuant to Section 2 of Ordinance No. 55543 of the city of Kansas City, Kansas, passed on November 9, 1976, \$1,995,000 principal amount of the bonds are being called for redemption on November 1, 2004, at the redemption price of 100 percent of the principal amount being redeemed plus accrued interest thereon to the redemption date.

The certificate numbers of the bonds to be partially or fully redeemed in the amounts described below are as follows:

**Bearer Bonds**

**Bearer Bonds called in denominations of \$5,000 each:**

3277 3278 3618 3619 3621 3660 3706 5218 5220 5221  
5222 5327 5329 5338 5359 5360 5361 5373 5376 5380  
5381 5382 5391 5392 5394 5397 5398 5421 5474 5477  
5488 5492 5510 5511 5521 5527 5529 5531 5540 5545  
5548 5550 5559 5571 5576 5583 5598

Coupons due subsequent to November 1, 2004, must be attached to the bonds called for redemption.

**Registered Bonds**

**Registered Bonds called in the amount indicated below:**

R205 ..... \$1,560,000      R206 ..... \$200,000

If only a portion of your certificate was called for redemption, a new certificate representing the uncalled portion will be issued and returned to you.

The bonds should be presented for payment as follows:

**Via U.S. Mail:**

Security Bank of Kansas City  
Corporate Trust Department  
P.O. Box 171297  
Kansas City, KS 66117



**Courier or Hand Delivery:**

Security Bank of Kansas City  
Corporate Trust Department  
701 Minnesota Ave., Suite 206  
Kansas City, KS 66101

In order to avoid a 28 percent backup withholding required by the Jobs and Growth Tax Relief Reconciliation Act of 2003, bondowners should submit certified taxpayer identification numbers on IRS Form W-9 when presenting their certificates for redemption.

Notice is hereby given that on and after November 1, 2004, interest on the bonds hereby called for redemption shall cease to accrue.

\*The CUSIP number is included solely for the convenience of the bondholders. Neither the issuer nor the trustee shall be responsible for the selection or the use of the CUSIP number, nor is any representation made as to its correctness on the securities or as indicated on any redemption notice.

Dated September 30, 2004.

Security Bank of Kansas City  
Kansas City, Kansas  
Trustee

Doc. No. 031164

**State of Kansas****Department of Transportation****Notice to Contractors**

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the Bureau of Construction and Maintenance, KDOT, Topeka, or at the Airport Hilton, Wichita, until 2 p.m. October 20 and then publicly opened:

**District One—Northeast**

**Johnson**—435-46 K-9671-01—I-435 from the Kansas-Missouri state line east to the junction of U.S. 169, 3.3 miles, joint repair. (State Funds)

**Johnson**—7-46 K-9672-01—K-7 from Spruce Street north to approximately 2,000 feet south of K-10 in Olathe, 3.6 miles, joint repair. (State Funds)

**Johnson**—35-46 K-9677-01—I-35 from the Miami-Johnson county line north to approximately 1,000 feet north of 75th Street, 25.7 miles, pavement patching. (State Funds)

**Lyon**—50-56 U-1997-01—U.S. 50 and K-99 in the city of Emporia, traffic signals. (Federal Funds)

**Lyon**—56 C-3794-01—County road 0.3 mile north of Emporia over the Neosho River, 0.2 mile, grading, bridge and surfacing. (Federal Funds)

**Marshall**—58 C-3984-01—County road 1 mile south and 3 miles west of Home, grading and bridge. (Federal Funds)

**Shawnee**—89 C-4014-01—Northwest 62nd Street from Northwest Docking Road to Northwest Hoch Road, 2 miles, grading and surfacing. (Federal Funds)

**District Two—Northcentral**

**Cloud**—15 C-3863-01—County road 4 miles north and 2.8 miles west of Concordia, 0.2 mile, grading and bridge. (Federal Funds)

**Cloud**—15 K-9865-01—U.S. 24 from the Mitchell-Cloud county line east to the junction of K-189; K-194 from the north city limits of Simpson north to the junction of U.S. 24, 28.7 miles, seal. (State Funds)

**Ellsworth**—140-27 K-7391-01—K-140, Alum Creek bridge, 5.9 miles east of the junction of K-111, bridge replacement. (Federal Funds)

**Ottawa**—106-72 K-9217-01—K-106, Solomon River drainage bridge 3.9 miles east of the junction of U.S. 81, bridge replacement. (State Funds)

**Republic**—79 K-9866-01—K-199 from the north city limits of Courtland north to the junction of U.S. 36; U.S. 36 from the Jewell-Republic county line east to the east city limits of Belleville, 17.3 miles, overlay. (State Funds)

**Saline**—143-85 K-9857-01—K-143 from the junction of I-70 north and west to the junction of U.S. 81, 4.7 miles, overlay. (State Funds)

**Washington**—101 C-3914-01—County road 7 miles south and 0.7 mile west of Haddam, 0.2 mile, grading and bridge. (Federal Funds)

**Washington**—101 C-3915-01—County road 2.2 miles north and 1 mile west of Haddam, 0.2 mile, grading and bridge. (Federal Funds)

**District Three—Northwest**

**Gove**—32 K-9733-01—K-23 from the north city limits of Gove, northeast and north to the Gove-Sheridan county line; K-23A south junction of K-23 northeast to north of the junction of K-23; 23S from the junction of I-70 north to the junction of K-23, 16.2 miles, overlay. (State Funds)

**Graham**—33 K-9734-01—U.S. 24 from the Sheridan-Graham county line east to the junction of K-18; K-84 from the north city limits of Penokee north to the junction of U.S. 24; K-85 from the north city limits of Morland north to the junction of U.S. 24, 27.4 miles, seal. (State Funds)

**Norton**—69 C-3486-01—County road 0.3 mile south of the Nebraska-Kansas state line and 11 miles west of U.S. 283, 0.2 mile, grading, bridge and surfacing. (Federal Funds)

**Sheridan**—23-90 K-9713-01—K-23 from the south city limits of Hoxie north and west to the junction of U.S. 83, 19.6 miles, overlay. (State Funds)

**Rawlins**—36-77 K-9718-01—U.S. 36, 9.9 miles east of the Cheyenne-Rawlins county line east 10.9 miles, seal. (State Funds)

**District Four—Southeast**

**Crawford**—19 C-3683-01—County road 2 miles south and 0.5 mile east of the junction of U.S. 69/K-57, 0.3 mile, grading, bridge and surfacing. (Federal Funds)

**Cherokee**—11 C-3861-01—County road 3.7 miles north and 0.5 mile west of Columbus, 0.1 mile, grading, bridge and surfacing. (Federal Funds)

**Woodson**—104 C-3918-01—County road 1 mile west and 2.2 miles north of Piqua, 0.2 mile, grading, bridge and surfacing. (Federal Funds)

(continued)

**Greenwood**—99-37 K-6819-01—K-99 Onion Creek and Willow Creek bridges, 11.1 and 12.5 miles north of the east junction of U.S. 54, bridge replacement. (Federal Funds)

**Linn**—69-54 K-7890-01—U.S. 69, 0.7 mile north of county route 1203 north to the Linn-Miami county line, 6.4 miles, grading, bridge and surfacing. (Federal Funds)

#### District Five—Southcentral

**Barber**—4 K-9790-01-160-4—U.S. 160 from the Comanche-Barber county line east to the junction of U.S. 281; U.S. 281 from the Oklahoma-Kansas state line north to the junction of U.S. 160, 46.9 miles overlay. (State Funds)

**Barton**—5 K-9783-01—K-4 from the Rush-Barton county line east to the west junction of U.S. 281; U.S. 281 from the west city limits of Hoisington west to the west junction of K-4, 14.2 miles, overlay. (State Funds)

**Barton-Pawnee**—56-106 K-9791-01—U.S. 56 from the Pawnee-Barton county line northeast to the east city limits of Pawnee Rock; U.S. 56 from the east city limits of Larned northeast to the Pawnee-Barton county line, 8.1 miles, overlay. (State Funds)

**Kiowa**—49 C-3131-01—County road 0.8 mile east of Greensburg north 3.5 miles, surfacing. (Federal Funds)

**Harvey**—40 C-3831-01—County road 4.6 miles south of Hesston, 0.2 mile, grading, bridge and surfacing. (Federal Funds)

**Pratt**—76 C-3871-01—County road 3 miles east and 1.3 miles north of Sawyer, 0.3 mile, grading and bridge. (Federal Funds)

**Harvey**—40 C-3982-01—County road 3.7 miles south of Hesston, 0.2 mile, grading, bridge and surfacing. (Federal Funds)

**Pawnee**—156-73 K-6820-01—U.S. 156, Pawnee River drainage bridge, 3.5 miles east of U.S. 183, bridge replacement. (Federal Funds)

**Kiowa**—54-49 K-9531-01—U.S. 54 from the west city limits to the east city limits of Greensburg, 1.3 miles, overlay. (State Funds)

**Pratt**—42-76 K-9758-01—K-42 from the junction of U.S. 281 east and south to the Pratt-Barber county line, 9 miles, overlay. (State Funds)

**Rice**—80 K-9784-01—K-4 from the Barton-Rice county line east to the junction of K-14; K-171 from the north city limits of Bushton north to the junction of K-4, 15.6 miles, overlay. (State Funds)

**Sedgwick**—135-87 K-9885-01—I-135 northbound and southbound from Pawnee Street north to U.S. 54 in Wichita, 2 miles, pavement patching. (State Funds)

**Reno**—78 U-1899-01—Hendricks Street over Cow Creek in Hutchinson, grading, bridge and surfacing. (Federal Funds)

**Reno**—78 U-1938-01—Avenue G over Cow Creek in Hutchinson, 0.1 mile, grading, bridge and surfacing. (Federal Funds)

#### District Six—Southwest

**Finney-Scott**—106 K-9707-01—U.S. 50B from the junction of U.S. 50 south to Mary Street at Garden City; U.S. 83 north junction U.S. 50 north to the Finney-Scott county

line; U.S. 83 from the Finney-Scott county line north to 12th Street in Scott City, 33.9 miles, seal. (State Funds)

**Grant-Haskell-Seward**—106 K-9705-01—K-190 from the junction of U.S. 160 south and east to the Grant-Haskell county line; U.S. 56 from the west city limits of Satanta east to the east city limits of Satanta; U.S. 83 from the junction of U.S. 56 north to the junction of U.S. 160/K-144; K-190 from the Grant-Haskell county line southeast to the west junction of U.S. 56; U.S. 83, 0.9 mile north of the junction of K-51 north to the south junction of U.S. 160, 27.2 miles, overlay. (State Funds)

**Greeley**—36 K-9704-01—K-27 from the Hamilton-Greeley county line north to the junction of K-96; K-27 from Newton Street north to the north city limits of Tribune; K-96 from the Colorado-Kansas state line east to the junction of K-27, 30.7 miles, overlay. (State Funds)

**Morton-Stanton**—106 K-9706-01—K-27 from the north junction of K-51 north to the Morton-Stanton county line; U.S. 160 from the Colorado-Kansas state line east to the south junction of K-27, 26.2 miles, overlay. (State Funds)

**Kearny**—25-47 K-8015-01—K-25 from the railroad tracks to the junction of U.S. 50 in Lakin, 0.5 mile, grading and surfacing. (State Funds)

**Kearny**—25-47 K-9684-01—K-25 from the junction of U.S. 50 north to the Kearny-Wichita county line, 22.1 miles, overlay. (State Funds)

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone because of race, age, religion, color, sex, handicap or national origin in the award of contracts.

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid.

This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid approval package will make the bid nonresponsive and not eligible for award consideration.

Plans and specifications for the projects may be examined at the office of the respective county clerk or at the KDOT district office responsible for the work.

Deb Miller  
Secretary of Transportation

Doc. No. 031168

## State of Kansas

**Social and Rehabilitation Services****Notice of Hearings**

Governor Kathleen Sebelius is seeking input from citizens with disabilities, customers of vocational rehabilitation and independent living services, the State Rehabilitation Council, the State Independent Living Council of Kansas and other interested stakeholders regarding the possible transfer of the Client Assistance Program (CAP) to Kansas Advocacy and Protective Services, Inc. (KAPS). Background information on CAP and KAPS is given below. Public hearings have been scheduled as follows:

**7 to 9 p.m. November 2**

Oaklawn Community Center  
2937 E. Oaklawn Drive  
Wichita

**4 to 6 p.m. November 3**

North Heritage Room  
Highland Hotel  
3017 10th St.  
Great Bend

**7 to 9 p.m. November 4**

Room 147  
SRS Regional Service Center  
500 S.W. Van Buren  
Topeka

The public hearings will be conducted by Dale Barnum, director of Rehabilitation Services and the governor's designee for these hearings. Persons interested in commenting are encouraged to bring written copies of their testimony for the record. Court reporting services will be provided at each hearing to assure that a complete record of comments is compiled.

The public hearings will be conducted in accessible locations, and sign language interpreters will be available. To request other reasonable accommodations, contact Liz Hapgood at (785) 267-5301, ext. 219, by October 15. To receive a copy of this notice in special media, call (785) 296-3311.

Persons unable to attend one of the public hearings may submit their comments in writing to Dale Barnum, State Director, Rehabilitation Services, 3640 S.W. Topeka Blvd., Suite 150, Topeka, 66611. The deadline for receipt of written comments is November 5.

Complete transcripts of the public hearings and copies of all written comments will be provided to the governor for consideration. A decision is anticipated to coincide with the start of state fiscal year 2006 (July 1, 2005).

**Background Information**

\* CAP provides ombudsman services for customers of vocational rehabilitation (VR), independent living, and other programs funded through the Rehabilitation Act of 1973 as amended (the act). CAP helps individuals understand the services available through the act and advises them of their rights and responsibilities related to those services. Assistance (including information, conflict resolution and advocacy regarding appeal rights) also may be provided to help

individuals resolve concerns or issues related to their individualized services.

- \* KAPS is a private, nonprofit corporation, independent of state government and providers of disability services. KAPS works with individuals with disabilities to protect and advance their human, legal and service rights. KAPS operates the protection and advocacy system that is authorized under the Developmental Disability Assistance and Bill of Rights Act of 2000. KAPS operates specific protection and advocacy programs for individuals with mental illness (PAIMI), individuals with developmental disabilities (PADD), beneficiaries of Social Security (PABSS), and persons with traumatic brain injury (PATBI). In addition, KAPS operates protection and advocacy programs related to individual rights (PAIR), assistive technology (PAAT), and voting access (PAVA). More information about KAPS is available at [www.ksadv.org](http://www.ksadv.org).
- \* Section 112 of the act requires each state to have a client assistance program. The governor determines whether a public or private agency should operate the program.
- \* Currently in Kansas, the CAP is administratively located in the Rehabilitation Services section of the Kansas Department of Social and Rehabilitation Services. CAP functions as an independent unit within Rehabilitation Services. The CAP director reports directly to the rehabilitation services director.
- \* Nationally, the following organizational structures are in place:
  - 11 states or territories have an internal client assistance program, meaning that it is located within the VR agency. This is the current structure in Kansas.
  - 29 states or territories have designated their protective and advocacy systems. In Kansas, this system or organization is KAPS.
  - 5 states or territories have assigned CAP to the office of the governor.
  - 6 states or territories have assigned CAP to state agencies that are not responsible for the provision of VR services.
  - 4 states have designated legal aid or nonprofit organizations.
  - 1 has designated a private law firm.
- \* CAP programs receive funding through the Rehabilitation Services Administration of the U.S. Department of Education. The Kansas CAP receives an annual grant of approximately \$121,000. 100 percent of these funds are federal; no state match is required.
- \* The governor must determine whether there is good cause to transfer the program. The reason for the proposed redesignation is that KAPS has raised concerns about the organizational location of CAP. KAPS' position is that CAP would be more independent in terms of service delivery if it were placed in an agency outside of the Rehabilitation Services organization.

Janet Schalansky  
Secretary of Social and  
Rehabilitation Services

Doc. No. 031165

## State of Kansas

## Social and Rehabilitation Services

## Public Notice

The state of Kansas Medicaid is proposing to change the formula used for disproportionate share computations so that the application of the Kansas portion of inpatient days is only applied to the uninsured amounts. Previously, this portion was applied to both the uninsured and the Kansas loss on Medicaid. This will not have any impact on overall expenditures. A copy of the proposed state plan change, which has additional information, may be obtained from any local SRS office.

For any comments or additional information, contact Rita Haverkamp, SRS Health Care Policy, Room 651-S, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1570.

Hospitals eligible for Kansas Medicaid disproportionate share payments in state fiscal year 2005 are shown below:

Provider Name	City	DSH Payment
Anderson County Hospital	Garnett	\$ 518,108
Ashland Health Center	Ashland	24,156
Bob Wilson Memorial Hospital	Ulysses	832,943
Cheyenne County Hospital	St. Francis	27,927
Children's Mercy Hospital KC, MO	Kansas City, MO	3,630,759
Children's Mercy Hospital South	Overland Park	319,696
Clara Barton Hospital Association	Hoisington	3,812
Coffey County Hospital	Burlington	458,415
Coffeyville Regional Medical Center	Coffeyville	945,798
Goodland Regional Medical Center	Goodland	896,261
Harper County Hospital District #5	Harper	404,302
Hospital District 1 of Rice County	Lyons	498,710
Hospital District No. 6 of Harper County	Anthony	53,089
Jewell County Hospital	Mankato	36,448
Kearny County Hospital	Lakin	284,464
Larned State Hospital	Larned	11,523,701
Logan County Hospital	Oakley	628,377
Minneola District Hospital	Minneola	2,621
Mt. Carmel Medical Center	Pittsburg	52,418
Norton County Hospital	Norton	1,781,000
Osawatimie State Hospital	Osawatimie	7,658,904
Osborne County Memorial Hospital	Osborne	21,564
Phillips County Hospital	Phillipsburg	1,177
Prairie View Hospital	Newton	399,377
Providence Medical Center	Kansas City	524,445
Rainbow Mental Health Facility	Kansas City	1,844,522
Ransom Memorial Hospital	Ottawa	1,097,938
Rooks County Health Center	Plainville	195,493
Russell Regional Hospital	Russell	277,542
Saint Catherine Hospital	Garden City	98,151
South Central Kansas Regional Medical Center	Arkansas City	1,137,727
Southwest Medical Center	Liberal	107,133
St. Lukes Hospital KC, MO	Kansas City, MO	62,517
Stanton County Hospital	Johnson	109,723
Stormont-Vail Regional Health Center	Topeka	432,011
University of Kansas Medical Center	Kansas City	26,089,782
Via Christi Regional Medical Center	Wichita	668,893

Washington County Hospital	Washington	56,461
Wesley Medical Center	Wichita	907,976
Wichita County Health Center	Leoti	149,933
Wilson County Hospital	Neodesha	164,524

Janet Schalansky  
Secretary of Social and  
Rehabilitation Services

Doc. No. 031176

(Published in the Kansas Register September 30, 2004.)

## City of Overland Park, Kansas

## Notice to Bidders

Sealed bids for **Nall Avenue, 143rd Street to 135th Street, KDOT Project No. 46 N- 0281-01**, will be received by the city of Overland Park, Kansas, at the office of the City Clerk, City Hall, 8500 Santa Fe Drive, Overland Park, KS 66212, until 2 p.m. local time November 2. At that time all sealed bids will be transferred to the City Council Chamber, City Hall, where they will be publicly opened and read aloud. Any bid received after the designated closing time will be returned unopened.

All bids shall be submitted in sealed envelopes addressed to the city clerk of Overland Park and marked "BID FOR: Nall Avenue, 143rd Street to 135th Street, KDOT Project No. 46 N- 0281-01." Copies of plans, specifications, bid documents and other contract documents are on file at the office of HNTB Corporation, 7450 W. 130th St., Suite 400, Overland Park, KS 66213. Contractors desiring the contract documents for use in preparing bids may obtain a set of such documents from HNTB Corporation (913-491-9333) upon a nonrefundable payment of \$250.

Contractors should read and be fully familiar with all contract documents before submitting a bid. In submitting a bid, the bidder warrants that it has read the contract documents and is fully familiar therewith and that it has visited the site of the work to fully inform itself as to all existing conditions and limitations, and shall include in its bid a sum to cover the cost of all items of the work.

Should a bidder find "defects" as defined in paragraph GC-3 of the general conditions, it shall follow the procedures outlined in paragraph GC-3 to bring same to the attention of the city. Changes necessitated thereby shall be in the form of addenda issued by the consulting engineer.

All bidders shall verify that they have considered all written addenda. Neither the city nor the consulting engineer shall be responsible for oral instructions.

Any written addenda issued during the time of bidding shall be covered and included in the bid. There will be no clarifications or exceptions allowed on the bid. Bids are for a total bid package, total contract price.

Bids shall be made upon the form provided in ink or typewritten. Numbers shall be stated both in writing and in figures, the signature shall be long hand, and the complete form shall be without alteration or erasure. On alternate items for which a bid is not submitted, a written indication of "no bid" on the bid form is required.

No oral, telegraphic, facsimile or telephonic bids or alterations will be considered.

The following items must be included in the sealed envelope with the bid:

- a. Bid
- b. 5% bid security—bid bond, cashier's check or certified check (see below.)
- c. Signed documents (KDOT certifications)
  - Required Contract Provision-Certification—Non-collusion and History of Debarment
  - Required Contract Provision-Declaration—Limitations on Use of Federal Funds for Lobbying
  - Required Contract Provisions-Certification—Contractual Services with a Current Legislator or a Current Legislator's Firm
  - Required Contract Provision—DBE Contract Goals

Each bidder shall file with its bid a bid bond, a cashier's check or a certified check drawn on any acceptable bank, made payable to the city of Overland Park, Kansas, in an amount of not less than 5 percent of the total bid, which shall be retained by the city of Overland Park until a contract for the project has been executed. Bid bonds will be returned to the unsuccessful bidders, with the exception of the second qualifying bidder, at such time as their bids are rejected. The bid deposit of the successful bidder and the second qualifying bidder will be returned when satisfactory bonds in an amount equal to 100 percent of the contract amount, required insurance certificates and other required documents shall have been furnished and the contract documents have been executed.

In the event the successful bidder is unable to execute the contract, for whatever reason, the city may exercise its legal prerogatives, including, but not limited to, enforcement of its rights as to the bid security.

The city reserves the right to accept or reject any and all bids and to waive any technicalities or irregularities therein. Bids may be modified or withdrawn by written request of the bidder received in the office of the city clerk, prior to the time and date for bid opening, provided, however, that no bidder may withdraw its bid for a period of 30 days from the date set for the opening thereof. All bidders agree that rejection shall create no liability on the part of the city because of such rejection. It is understood by all bidders that an unsuccessful bidder has no cause of action against the city for bid preparation costs. The filing of any bid in response to this invitation shall constitute an agreement of the bidder to these conditions.

A pre-bid conference will be conducted at 1:30 p.m. Thursday, October 21, in Conference Room 1, first floor, Overland Park City Hall, 8500 Santa Fe Drive, Overland Park. For more information, call the Overland Park Public Works Department at (913) 895-6029.

Mary Lou McCann  
Contract Specialist  
City of Overland Park, Kansas

Doc. No. 031169

**State of Kansas**

**Department of Health  
and Environment**

**Notice of Available Grant Funding**

The Kansas Department of Health and Environment announces the availability of federal funds to be distributed to local governmental agencies and community-based organizations for the purpose of increasing knowledge and skills related to the prevention of fire-related injuries. Funds will be awarded for the implementation of fire safety education programs and for the installation of functional smoke alarms in Kansas communities with concerns in the area of fire-related injury and death.

Grants will be awarded to approximately four Kansas communities with populations less than 50,000. A total of \$20,000 will be available to be awarded to successful applicants.

Interested applicants should call Lisa Tenbrink-Wolf, Public Health Educator, at (785) 368-7290 to obtain more information. The closing date for receipt of applications by the Department of Health and Environment is October 29.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 031174

**State of Kansas**

**Department of Administration  
Division of Purchases**

**Notice to Bidders**

Sealed bids for items listed will be received by the Director of Purchases until 2 p.m. on the date indicated. For more information, call (785) 296-2376:

10/12/2004	07770	Berm Modification at Shawnee State Fishing Lake
10/18/2004	07780	Financing for State Facilities Conservation Improvement Projects
10/19/2004	07746	Termite Control Service
10/27/2004	07757	Childhood Lead Poisoning Prevention Software System
10/31/2004	07774	Replacement Server, IBM xSeries 235, Operating Software, Maintenance and Accessories
11/1/2004	07763	Statewide Telecommunications Installation and Repair Services

The above referenced bid documents can be downloaded at the following Web site:

<http://da.state.ks.us/purch/rfq/>

Additional files may be located at the following Web site (please monitor this Web site on a regular basis for any changes/addenda):

<http://da.state.ks.us/purch/adds/default/htm>

Keith Meyers  
Director of Purchases

Doc. No. 031177

## State of Kansas

## Board of Technical Professions

Notice of Hearing on Proposed  
Administrative Regulations

A public hearing will be conducted at 1 p.m. Thursday, December 2, in Suite 507, Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of proposed rules and regulations of the Board of Technical Professions.

This 60-day notice of public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the hearing to the Board of Technical Professions, Suite 507, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statement in an accessible format. Requests for accommodation should be made at least 10 working days in advance of the hearing by contacting Betty Rose at (785) 296-3053.

There is no anticipated economic impact on the Board of Technical Professions or other governmental agencies. There should be no individuals economically affected by the proposed regulations.

The following is a brief summary of the substance of the proposed regulations:

**K.A.R. 66-6-4. Professional conduct.** This regulation has been modified to expand language that requires all licensees to cooperate with the board in the investigation of complaints.

**K.A.R. 66-8-8. Examination requirements for reciprocity applicants.** This is a new regulation that will help clarify the examination requirements for a reciprocity applicant from another jurisdiction.

**K.A.R. 66-9-6. Geology curriculum approved by the board.** This regulation has been modified to clarify the educational requirements for an applicant applying for a geology license.

**K.A.R. 66-9-7. Education requirement for reciprocity applicants.** This is a new regulation that will help clarify the educational requirements for a reciprocity applicant from another jurisdiction.

**K.A.R. 66-10-14. Professional engineering, land surveying, and geology experience standards acceptable to the board for reciprocity applicants.** This is a new regulation that will help clarify the experience requirements for licensure for a reciprocity applicant from another jurisdiction.

**K.A.R. 66-14-3. Activities.** This regulation is being modified to add mentoring as an activity that would satisfy continuing education requirements.

**K.A.R. 66-14-5. Computation of credit.** This regulation is being modified to determine the computation of men-

toring activities to satisfy continuing education requirements.

Other various changes that are grammatical, appropriate to format or updated to the most current form of the statute have been made.

Copies of the full text of the regulations and the fiscal impact statement may be obtained by writing to the Board of Technical Professions at the address above or by e-mail at ksbt1@ink.org. For more information, contact Betty Rose.

Betty L. Rose  
Executive Director

Doc. No. 031163

## State of Kansas

Department of Health  
and EnvironmentNotice Concerning Kansas  
Water Pollution Control Permits

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 15, 28-18a-1 through 32, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, draft permits have been prepared and/or permit applications have been received for discharges to the waters of the United States and the state of Kansas for the class of discharges described below.

The determinations for permit content are based on staff review, applying the appropriate standards, regulations and effluent limitations of the state of Kansas and the EPA, and when issued will result in a State Water Pollution Control Permit and National Pollutant Discharge Elimination System Authorization subject to certain conditions.

All Kansas Department of Health and Environment district office addresses and telephone numbers are listed below.

Public Notice No. KS-AG-04-277  
Application(s) for New or Expansion of  
Existing Swine Facilities

Name and Address of Applicant	Owner of Property Where Facility Will Be Located
Sliding K Ranch 1729 310th Road Lincolnvill, KS 66858	Valentine L. Klenda 1729 310th Road Lincolnvill, KS 66858
Legal Description	Receiving Water
NW/4 of Section 02,T18S, R03E, Marion County	Neosho River Basin
Kansas Permit No. A-NEMN-B019	

This is an application for a permit for the modification of an existing swine facility. A new or modified permit will not be issued without additional public notice. The swine capacity is not increasing at the site. The application is for a maximum capacity of cow/calf pairs and/or lightweight cattle not to exceed 600 head (300 animal units), 330 head of swine weighing 55 pounds or less (33 animal units), 290 head of swine weighing greater than 55 pounds (116 animal units) and 2,500 head of laying hens utilizing a dry manure system (0 animal units), for a total of 3,720 head (449 animal units).

**Public Notice No. KS-AG-04-278/286**  
**Pending Permits for Confined Feeding Facilities**

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Sliding K Ranch Valentine L. Klenda 1729 310th Road Lincolnville, KS 66858	NW/4 of Section 02, T18S, R03E, Marion County	Neosho River Basin

Kansas Permit No. A-NEMN-B019

This is a new permit for the modification of an existing facility with a maximum capacity of cow/calf pairs and/or lightweight cattle not to exceed 600 head (300 animal units), 330 head of swine weighing 55 pounds or less (33 animal units), 290 head of swine weighing greater than 55 pounds (116 animal units) and 2,500 head of laying hens utilizing a dry manure system (0 animal units), for a total of 3,720 head (449 animal units). The operation is proposing to relocate portions of existing pen areas to create adequate buffers and to add a grass filter treatment system to serve the open lot cattle pens.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Kirk Dickinson 2324 370th Ave. Gorham, KS 67640	SW/4 of Section 10, T12S, R16W, Ellis County	Saline River Basin

Kansas Permit No. A-SAEL-B001

This is a new permit for a new facility for 300 head (300 animal units) of cattle weighing greater than 700 pounds. The new facility will replace existing pens that are to be abandoned as a condition of the permit since they have a significant potential for causing water pollution.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Tom Sheeley 1171 Road 382 Allen, KS 66833	SE/4 of Section 26, T15S, R11E, Lyon County	Marais des Cygnes River Basin

Kansas Permit No. A-MCLY-S006

This is a renewal permit for an existing facility that is being modified from a previous permit in which head count and animal units were inaccurately described. The facility has a maximum capacity of 1,004 head of swine weighing more than 55 pounds (402 animal units) and 840 head of swine weighing 55 pounds or less (84 animal units), for a total of 1,844 head of swine (486 animal units).

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Leon T. Eck Route 1 P. O. Box 48 Tipton, KS 67485	NE/4 of Section 26, T08S, R10W, Mitchell County	Solomon River Basin

Kansas Permit No. A-SOMC-S017

This is a renewal permit for an existing facility for 800 head (320 animal units) of swine weighing greater than 55 pounds.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Leon T. Eck Route 1 P.O. Box 48 Tipton, KS 67485	NE/4 of Section 21, T08S, R10W, Mitchell County	Solomon River Basin

Kansas Permit No. A-SOMC-S013

This is a renewal permit for an existing facility for 700 head (380 animal units) of swine weighing greater than 55 pounds.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Patterson Farm Dean Patterson 10850 N. Rock Road Valley Center, KS 67147	NW/4 of Section 17, T25S, R02E, Sedgwick County	Lower Arkansas River Basin

Kansas Permit No. A-ARSG-M019

This is a permit renewal and modified permit for an existing and expanding facility for 100 head (140 animal units) of dairy cattle. The

expansion consists of the addition of 20 head of dairy cattle and a solids holding structure, sediment basin and holding pond to control liquid and solid wastes.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Nelson Hog Farms LLC Site E Terry Nelson P.O. Box 8 Long Island, KS 67647	SW/4 of Section 08, T01S, R21W, Norton County	Upper Republican River Basin

Kansas Permit No. A-URNT-H007      Federal Permit No. KS0094901

This is a new permit for the expansion of an existing facility for 7,680 head (3,072 animal units) of swine weighing more than 55 pounds each. The expansion consists of the addition of a swine mortality composting site.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Golden Belt Feeders - Kinsley Merlin Grimes P.O. Box 156 Kinsley, KS 67547	Section 13, T25S, R19W, Edwards County	Upper Arkansas River Basin

Kansas Permit No. A-UAED-C001      Federal Permit No. KS0053562

This is a modified permit for an existing and expanding facility going from 30,000 head (30,000 animal units) of beef cattle to 31,000 head (31,000 animal units) of beef cattle. The expansion consists of the addition of 1,000 head (1,000 animal units) and additional pens in area 10. Drainage will be directed into an existing pond (pond 10).

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Kansas Dairies I, LLC dba Frontier Dairy P.O. Box 1288 Syracuse, KS 67878	E/2 of Section 31, T25S, R42W, Hamilton County	Cimarron River Basin

Kansas Permit No. A-CIHM-D002      Federal Permit No. KS0094366

This is a renewal permit for an expanding facility. The facility is increasing the maximum capacity from 5,098 head (7,137.2 animal units) of dairy cattle to 6,150 head (8,610 animal units) of mature dairy cattle and 1,000 head (500 animal units) of dairy cattle weighing less than 700 pounds. No new construction is proposed.

**Public Notice No. KS-04-195/196**

<b>Name and Address of Applicant</b>	<b>Waterway</b>	<b>Type of Discharge</b>
Kansas City Board of Public Utilities 540 Minnesota Ave. Kansas City, KS 66101	Missouri River	Process Wastewater and Cooling Water Discharge

Facility Name: Nearman Creek Power Station

Kansas Permit No. I-MO25-BO01      Federal Permit No. KS0119075

Legal: SW¼, S13, T10S, R24E, Wyandotte County

Facility Description: The proposed action is to reissue an existing wastewater discharge permit for operation of an existing power plant. This facility generates electrical power with high pressure steam produced by fossil fuel. The average daily discharge consisting of once-through condenser and auxiliary equipment cooling river water, treated sanitary sewage, demineralizer regeneration wastewater, boiler blowdown, and oil/water separator. Excluding stormwater runoff, the discharge is about 204 million gallons during summer months and 116 mgd during winter months. The proposed permit contains limits for temperature, total residual oxidant, oil and grease, total suspended solids, biochemical oxygen demand and pH. Monitoring of total recoverable metals, chloride, sulfate and effluent flow also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

*(continued)*

**Name and Address of Applicant**

Boettcher Enterprises, Inc.  
P.O. BOX 486  
Beloit, KS 67420

**Waterway**

Republican River  
via Pipeline

**Type of Discharge**

Groundwater  
Remediation

Kansas Permit No. I-LR05-PO01

Federal Permit No. KS0090018

Legal: SW¼, S7, T8S, R3E, Clay County

Facility Name: Valley Fertilizer

Facility Location: 2nd & Clarke St., Clay Center, KS 67432

Facility Description: The proposed action is to reissue an existing permit for operation of an existing groundwater remediation project. Nitrates and herbicides contaminated groundwater is pumped out through two recovery wells, RW-1 and RW-2, at the rates of 120 gpm each. Currently, the activated carbon filter system is bypassed. The recovered water from both wells is combined and discharged to the Republican River without any treatment. The containment of the contamination is achieved by radial dilution of high concentration groundwater with low concentration groundwater near the recovery wells. The proposed permit includes limits for atrazine, alachlor and pH. Monitoring of metolachlor, metribuzin, nitrate and effluent flow also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are technology based.

**Public Notice No. KS-ND-04-015****Name and Address of Applicant**

Parsons Railway Shops, Inc.  
Box 239  
901 N. 25th St.  
Parsons, KS 67357

**Legal Location**

S13, T31S, R19E,  
Labette County

**Type of Discharge**

Nonoverflowing

Kansas Permit No. I-NE55-NO04

Facility Name: Parsons Railway Shops

Facility Description: The proposed action is to reissue an existing permit for operation of the existing wastewater treatment facility. This is a railroad maintenance and equipment repair shop. Wastewater with oil, greases, and grit from steam cleaning railroad equipment and cooling water from welding and cutting is directed to a primary wet well at the north end of the shop area. Accumulated wastewater in the wet well is periodically pumped into the east cell of a lined two-cell lagoon. Wastewater is held in the cell No. 1 for a minimum of 10 days prior to transfer into cell No. 2. Wastewater in cell No. 2 is again held for a minimum of 10 days. Clear water from cell No. 2 flows to a secondary wet well and is then pumped in to the city of Parsons' sanitary sewer system. Each cell of the two-cell lagoon has a 30-mil synthetic primary liner, a 30-mil synthetic secondary liner and an intermediate leak detection system. Discharge of wastewater from this treatment facility to surface waters of the state of Kansas is prohibited by this permit.

**Public Notice No. KS-EG-04-008**

In accordance with K.A.R. 28-46-7 and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, draft permits have been prepared for the use of the well(s) described below within the state of Kansas:

**Name and Address of Applicant**

Vulcan Materials  
Company  
P.O. Box 12283  
Wichita, KS 67277-2283

**Well and Permit Number****Location**

Harrington 1-1  
KS-03-173-259

2,216 feet from south line and 3,728 feet from east line of Section 30-29-02W, Sedgwick County (NW NE SW)

Harrington 1-2  
KS-03-173-260

2,427 feet from south line and 3,512 feet from east line of Section 30-29-02W, Sedgwick County (NW NE SW)

Harrington 1-3  
KS-03-173-261

2,003 feet from south line and 1,675 feet from east line of Section 30-29-02W, Sedgwick County (NW NE SW)

Harrington 1-4  
KS-03-173-262

2,006 feet from south line and 3,943 feet from east line of Section 30-29-02W, Sedgwick County (NW NE SW)

Harrington 1-5  
KS-03-173-263

2,430 feet from south line and 3,937 feet from east line of Section 30-29-02W, Sedgwick County (NW NE SW)

Facility Description: The proposed action is to issue new permits for five new injection wells to mine salt using solution mining methods. Mining shall be confined to the Hutchinson Salt member of the Wellington formation. The salt solution mining operations (cavity development) shall not be shallower than 250 below land surface and mining shall not extend into the upper 40 feet of the salt deposit. Injection fluids consist of fresh water and unsaturated brine. All construction, monitoring and operation of these wells will meet the requirements that apply to Class III injection wells under K.A.R. 28-43-1 through K.A.R. 28-43-11 and Kansas Underground Injection Control Regulations, K.A.R. 28-46-1 through 28-46-44.

Persons wishing to comment on or object to the draft permits and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision making process. Comments or objections should be submitted to the attention of April Romero for agricultural permits or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 S.W. Jackson, Suite 420, Topeka, 66612-1367.

All comments regarding the draft permit or application notice postmarked or received on or before October 30 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-04-277/286, KS-04-195/196, KS-ND-04-015, KS-EG-04-008) and name of applicant/application as listed when preparing comments.

If no objections are received during the public notice period regarding any proposed permit, the Secretary of Health and Environment will issue the final determination regarding issuance or denial of the proposed permit. If response to this notice indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC). Media coordination for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

For agricultural permits and applications, a copy of the permit application, supporting documentation and a KDHE-developed fact sheet, if appropriate, is available for review at the appropriate district office:

Northwest District Office, 2301 E. 13th, Hays, 67601-2651, (785) 625-5664

North Central District Office, 2501 Market Place, Salina, 67401-7699, (785) 827-9639

Northeast District Office, 800 W. 24th, Lawrence, 66046-4417, (785) 842-4600

Southwest District Office, 302 W. McArtor Road, Dodge City, 67801-6098, (620) 225-0596

South Central District Office, 130 S. Market, 6th Floor, Wichita, 67202-3802, (316) 337-6020



Southeast District Office, 1500 W. 7th, Chanute, 66720,  
(620) 431-2390

Application information and components of plans and specifications for all new facilities and for expansions of existing swine facilities may be reviewed on the Internet at <http://www.kdhe.state.ks.us/feedlots>.

For all other proposed permits, the draft permit(s), including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received and other information, are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water.

Division of Environment offices are open from 8 a.m. to 5 p.m. Monday through Friday, excluding holidays. These documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 031171

## State of Kansas

### Kansas Lottery

#### Temporary Administrative Regulations

#### Article 3.—INSTANT GENERIC GAME RULES

**111-3-13. Ticket validation requirements.** (a) Each instant game ticket shall be validated prior to payment of a prize. Submission of a valid winning ticket to, and receipt of the ticket by, the lottery or one of its authorized retailers shall be the sole method of claiming a prize or prizes.

(b) Besides meeting all other requirements in these rules and those printed on the back of each instant ticket, the following validation requirements shall apply to all tickets for instant games:

(1) The ticket must have been issued by the Kansas lottery in an authorized manner and must not be counterfeit in whole or in part.

(2) The ticket shall be intact to the extent that the lottery can determine whether the ticket is a winning ticket.

(3) The ticket must not be altered or tampered with in any manner.

(4) The ticket must not be blank or partially blank, mis-cut, misregistered, defective, or printed or produced in error.

(5) The display printing on the ticket must be regular in every respect and correspond precisely with the artwork on file at the Kansas lottery or appearing in specific game rules approved by the Kansas lottery commission.

(6) The ticket must not be stolen nor appear on any list of omitted or stolen tickets and must be identified and accepted by the Kansas lottery's instant ticket validation system as a valid winning ticket.

(7) Play symbols must appear in the play area. Each play symbol must be exactly as described in specific game rules.

(8) Unless otherwise specified by individual game rules, each play symbol must have a play symbol caption underneath, and each play symbol caption must agree with its play symbol. Each play symbol caption must be exactly as described in specific game rules.

(9) Each of the play symbols and play symbol captions, if any, game number, pack number, ticket number, bar code, and bar code number must be present in its entirety, fully legible, right side up, not reversed in any manner, and correspond precisely to the artwork on file at the Kansas lottery or appearing in specific game rules approved by the Kansas lottery commission.

(10) The ticket must have exactly one ticket validation number, one book-ticket number and one retailer validation code, each of which must be present to the extent that the lottery can determine whether the ticket is a winning ticket, and correspond precisely to the artwork on file at the Kansas lottery or appearing in specific game rules approved by the Kansas lottery commission. The ticket validation number shall correspond to the play symbols on the ticket appearing in specific game rules approved by the Kansas lottery commission.

(11) The ticket validation number of an apparent winning ticket shall appear on the Kansas lottery's official computer database of ticket validation numbers of winning tickets and a ticket with that ticket validation number shall not have been paid previously.

(12) The ticket must pass all additional confidential validation tests of the Kansas lottery.

(c) Any ticket not passing all of the validation checks stated in this section is void and ineligible for any prize. However, the executive director may, solely at his or her option, reimburse the player for the cost of an invalid ticket. In the event that a defective ticket is purchased, the only responsibility or liability of the Kansas lottery shall be for reimbursement of the cost of the defective ticket.

(d) Subject to certain conditions, prize payment may be made for an instant ticket that is not received or not recorded by the lottery by applicable deadlines. The following conditions may constitute exceptions to the validation requirements previously identified in subsections (a), (b) and (c):

(1) Consideration will only be given to claimants with instant tickets that have been destroyed or lost during or following a validation attempt at an authorized retail location.

(2) A record of the event must be contained within the database of the lottery's central computer system accurately identifying the retailer, the validation attempt, the date, ticket validation number, the time of the event, the terminal number, and the prize amount.

(3) The claimant must present the claim to lottery headquarters in Topeka, be authorized to purchase an instant ticket, be eligible to claim a prize, and be the rightful recipient of the prize claimed as determined by the lottery.

(4) The claimant will complete and sign both a Kansas lottery claim form and an affidavit providing the following information: the prize amount claimed, the retailer name, address, and city where the ticket was purchased, the game played, the date of purchase, the time of purchase, the ticket number, the dollar value wagered, the

(continued)

retailer name, address, and city where the validation attempt occurred, the date and time the validation attempt occurred, the manner or means by which the ticket was destroyed or lost, if applicable a description of the clerk or retailer who performed the validation attempt and destroyed or lost the ticket, and any other information that will establish the validity of the claim.

(5) The lottery will enter information from the winner claim form and the affidavit into a database contained within the lottery's central computer system.

(6) Lottery security will conduct an investigation to determine if the claim is or is not supported by the investigation and will submit a report with a recommendation to that effect to the executive director of the lottery.

(7) If the executive director determines that the claim is otherwise supported by the investigation, and if no other claimant has presented the ticket in question, the prize will be validated through the lottery's central computer system on the last day of the expiration period. If the validation period expires on a weekend or on a holiday when the lottery is closed, the validation will be conducted on the next working day.

(8) Following expiration of the validation period, a valid claim will be paid. Such payment will be restricted to the original prize amount only.

(9) The final decision on whether a prize will be paid shall be made by the executive director. (Authorized by and implementing K.S.A. Supp. 74-8710; effective, T-89-4, Jan. 21, 1988; amended, T-89-7, Feb 26, 1988; amended, T-111-3-14-90, March 2, 1990; amended, T-111-6-19-91, June 14, 1991; amended, T-111-7-1-92, June 26, 1992; amended, T-111-12-2-97, Nov. 21, 1997; amended, T-111-3-4-98, March 4, 1998; amended, T-111-8-18-98, July 17, 1998; amended, T-111-6-8-00, May 12, 2000; amended, T-111-9-16-04, Sept. 10, 2004.)

#### Article 4.—INSTANT GAMES AND DRAWINGS

##### KANSAS SPEEDWAY SECOND CHANCE DRAWING

**111-4-2186. Name, time, and place of drawing.** (a) The Kansas lottery shall conduct an instant ticket drawing in October of each year entitled "Kansas Speedway Second Chance Drawing."

(b) The draw receptacle for this drawing shall be open during lottery selling hours at the lottery's selling booth at the October Kansas Speedway races conducted in Kansas City, Kansas. The drawing shall take place approximately 30 minutes following the start of the last race of the weekend. No less than five minutes prior to the drawing, a lottery official at the lottery's Kansas Speedway selling booth shall verbally announce the time by which all entries must be deposited into the draw receptacle in accordance with the rules herein.

(c) Rules applicable to this drawing are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2186 through 111-4-2190. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-9-16-04, Sept. 10, 2004.)

**111-4-2187. Definitions.** (a) All definitions contained in the Kansas lottery act (K.S.A. 74-8701 *et seq.*) and amendments thereto and lottery regulations are hereby

incorporated by reference and govern unless otherwise indicated.

(b) "Kansas Speedway Second Chance Drawing" means the act of drawing for prizes conducted by the Kansas lottery at the Kansas Speedway in Kansas City, Kansas, in which participants are selected to win various prizes as described in K.A.R. 111-4-2189.

(c) "Non-winning ticket" means any valid \$2.00 Kansas instant game lottery ticket not eligible to win a prize under any instant game rules and purchased from the lottery selling location at the Kansas Speedway during selling hours until approximately 30 minutes following the last race of that weekend at Kansas Speedway.

(d) "Receptacle" or "drum" means a container in which non-winning Kansas instant game lottery tickets are placed and from which the "Kansas Speedway Second Chance Drawing" is made. Receptacles or drums may be sealable and shall be capable of being mixed or rotated for the purpose of ensuring random distribution.

(e) "Bare arm technique" means a type of drawing where the person drawing the winning ticket from the receptacle or drum wears a long-sleeved shirt with sleeve rolled up above the elbow, a short-sleeved shirt (sleeve not extending past the elbow) or a non-sleeve shirt which exposes the drawer's bare arm and looks away from the drawing drum or receptacle while drawing. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-9-16-04, Sept. 10, 2004.)

**111-4-2188. Entry into drawing.** Entry into the "Kansas Speedway Second Chance Drawing" ("drawing") is accomplished as follows:

(a) Obtain a valid Kansas instant \$2.00 lottery ticket purchased from the lottery selling location at the Kansas Speedway during lottery selling hours until approximately 30 minutes following the last race of that weekend at Kansas Speedway.

(b) Determine if the ticket is a winning ticket in accordance with any instant game rules. If the ticket is a winning ticket, it is not eligible for the drawing and shall be redeemed in accordance with the instant game rules;

(c) If the ticket is a valid non-winning ticket, the ticket is eligible for winning the drawing and the holder of the ticket may enter the drawing;

(d) The holder of the non-winning ticket must complete the information form on the back of the ticket in a legible manner;

(e) The holder of the non-winning ticket must take the non-winning ticket with the completed information form to the location of the drawing and place it in the receptacle or drum provided;

(f) The receptacle or drum shall be available and entries may be made at the times stated in K.A.R. 111-4-2186. Entries shall be allowed until the actual winner selection process begins;

(g) The holder of the ticket is not required to personally attend the drawing or be present at the time of the drawing to be determined a winner;

(h) There is no limit to the number of entries an entrant may make, but each entrant may only win one prize;

(i) All eligible entrants must be at least 18 years of age. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-9-16-04, Sept. 10, 2004.)

**111-4-2189. Determination of “Kansas Speedway Second Chance Drawing” winners and prizes.** (a) At least five minutes before the drawing, a lottery drawing official designated by the executive director shall announce to the audience that the winner selection process will begin. Any persons wishing to enter the drawing who have not yet done so, shall immediately place their tickets into the receptacle or drum at this time.

(b) The drawing official shall announce that entries into the drawing are closed. No further entries will be accepted.

(c) The receptacle or drum shall be closed and either mixed thoroughly with a shovel or other means or rotated a minimum of 10 times to ensure random selection.

(d) The drawing official shall designate one individual of his or her choice to participate in the selection process.

(e) The selection of drawing winners shall be accomplished by the individual designated by the drawing official, using a bare arm technique, removing one ticket from the drawing receptacle or drum. A designated drawing official and a person representing Kansas lottery security, shall review the selected ticket to determine if the information completed by the player located on the back of the selected ticket is legible. If the ticket is determined to be valid and eligible to win and the name is determined to be legible, the name of the winner shall be announced to the audience. This process shall be repeated until three valid winners have been selected. Each valid entry drawn shall be marked in the order drawn, 1, 2, and 3.

(f) After the tickets have been drawn and each entry has been verified as valid by lottery security, three more entries will be drawn, one at a time, to serve as alternate entries. The alternate entries will be marked in order drawn, 1A, 2A, and 3A. The alternate ticket entries will be used only if the original winners cannot be located or are declared ineligible, or fail to present a fully-executed claim form as required herein. The alternates will be used, if necessary, in the order drawn.

(g) The first valid winner selected shall be awarded a prize of \$1,000. The second valid winner selected shall be awarded a prize of \$500. The third valid winner selected shall be awarded a prize of \$300.

(h) The named persons are not required to be present in order to win the drawing prizes. The security representative conducting the drawing shall be responsible for the final determination concerning the eligibility of any ticket drawn. The first prize winning ticket drawn for each entrant invalidates all other entries for the drawing for that entrant.

(i) Each winner of a prize as a result of the drawing shall return to lottery headquarters a completed claim form as provided by the lottery, which claim form must be actually received by lottery no later than 5:00 p.m. on the forty-fifth day following the drawing or the person named on the ticket drawn will no longer be eligible for the prize. In such an event, the first eligible alternate entry drawn pursuant to subsection (f) herein shall be declared the winner of that prize. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-9-16-04, Sept. 10, 2004.)

**111-4-2190. Certification of drawing.** (a) The “Kansas Speedway Second Chance Drawing” shall be personally observed by a member of the Kansas lottery security department and a member of the Kansas lottery marketing department or other person or persons designated by the executive director of the lottery (“event manager”).

(b) Upon completion of the drawing, the security official and the event manager shall issue a report to the executive director, certifying that the name of each prize winner is correct, and that to the best of their knowledge the procedures required by these rules were followed in selecting the prize winner. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-9-16-04, Sept. 10, 2004.)

**111-4-2191. “Hoola Moola” instant ticket lottery game number 427.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled “Hoola Moola” commencing on or after October 1, 2004. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2191.

(b) The “play symbols” and “play symbol captions” for this game are as follows:

Play Symbols	Play Symbol Captions
FREE	TICKET
\$1 <sup>00</sup>	ONE\$
\$2 <sup>00</sup>	TWO\$
\$4 <sup>00</sup>	FOUR\$
\$5 <sup>00</sup>	FIVE\$
10 <sup>00</sup>	TEN\$
20 <sup>00</sup>	TWENTY
40 <sup>00</sup>	FORTY
\$100\$	ONE-HUN
\$500\$	FIVE-HUN
\$2000	TWOTHOU
\$4000	FOURTHOU
Symbol of a moo	DOUBLER

(c) For this game, a play symbol shall appear in each of six play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
ONE	=	\$1.00
TWO	=	\$2.00
FOR	=	\$4.00
FIV	=	\$5.00
TEN	=	\$10.00
TWY	=	\$20.00
FRY	=	\$40.00
HUN	=	\$100.00
FHN	=	\$500.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) “Hoola Moola” is a match three of six prize amounts or a match two prize amounts plus a “MOO”

(continued)

symbol to win double the prize amount. The player will remove the latex covering the play area to reveal six prize amounts or five prize amounts and a "MOO" symbol. If the player matches three like prize amounts, the player wins that amount. If the player matches two like prize amounts plus a "MOO" symbol, the player wins double the prize amount.

(h) Each ticket in this game may win up to one time.

(i) Approximately 900,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

	Prize	Expected Number of Prizes in Game	Expected Value in Game
3 - Free's	Free Ticket	84,600	\$0
3 - \$1.00's	\$1	36,000	36,000
2 - \$1.00's & (D)	\$2	30,000	60,000
3 - \$2.00's	\$2	28,500	57,000
2 - \$2.00's & (D)	\$4	9,300	37,200
3 - \$4.00's	\$4	9,000	36,000
3 - \$5.00's	\$5	12,000	60,000
2 - \$5.00's & (D)	\$10	3,600	36,000
3 - \$10.00's	\$10	3,300	33,000
2 - \$10.00's & (D)	\$20	1,050	21,000
3 - \$20.00's	\$20	1,050	21,000
2 - \$20.00's & (D)	\$40	270	10,800
3 - \$40.00's	\$40	180	7,200
3 - \$100.00's	\$100	45	4,500
3 - \$500.00's	\$500	18	9,000
2 - \$2,000.00's & (D)	\$4,000	6	24,000
3 - \$4,000.00's	\$4,000	3	12,000
TOTAL		<u>218,922</u>	<u>\$464,700</u>

(D) - denotes doubler symbol

(k) The odds of winning a prize in this game are approximately one in 4.11. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-9-16-04, Sept. 10, 2004.)

**111-4-2192. "9's In A Line Doubler" instant ticket lottery game number 428.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled "9's In A Line Doubler" commencing on or after October 1, 2004. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2192.

(b) The "play symbols" and "play symbol captions" for this game are as follows:

Play Symbols	Play Symbol Captions
FREE	TICKET
\$1. <sup>00</sup>	ONE\$
\$2. <sup>00</sup>	TWO\$
\$3. <sup>00</sup>	THR\$
\$6. <sup>00</sup>	SIX\$
\$9. <sup>00</sup>	NINE\$
18. <sup>00</sup>	EGTEEN
35. <sup>00</sup>	THTYFIV
45. <sup>00</sup>	FRTYFIV
90. <sup>00</sup>	NINETY
\$150\$	ONHNFTY
\$300\$	THRHUN
\$999\$	NINTYNIN
9	NINE

X  
Symbol of a stack of dollar bills

XXXX  
DOUBLER

(c) For this game, a play symbol shall appear in each of 10 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
TWO	=	\$2.00
THR	=	\$3.00
SIX	=	\$6.00
NIN	=	\$9.00
EGN	=	\$18.00
THF	=	\$35.00
NTY	=	\$90.00
THH	=	\$300.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) In the "9's In A Line" game, a player will remove the scratch-off material to reveal nine play symbols and one prize amount. If the player matches three "9" symbols in the same row, column, or diagonal straight line, the player wins the amount shown in the prize area. If the player matches two "9" symbols plus a "STACK OF DOLLAR BILLS" symbol in the same row, column, or diagonal line, the player wins double the prize shown in the prize area. Numbers below the horizontal line in the play area are not available for play.

(h) Each ticket in this game may win up to one time.

(i) Approximately 900,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

	Prize	Expected Number of Prizes in Game	Expected Value in Game
FREE	Free Ticket	120,000	\$0
\$2	\$2	27,000	54,000
\$1D	\$2	25,500	51,000
\$3	\$3	12,000	36,000
\$6	\$6	6,000	36,000
\$3D	\$6	6,000	36,000
\$9	\$9	3,900	35,100
\$18	\$18	1,800	32,400
\$9D	\$18	1,500	27,000
\$35	\$35	1,500	52,500
\$90	\$90	270	24,300
\$45D	\$90	270	24,300
\$300	\$300	45	13,500
\$150D	\$300	45	13,500
\$999	\$999	9	8,991
TOTAL		<u>205,839</u>	<u>\$444,591</u>

(D) - denotes doubler symbol

(k) The odds of winning a prize in this game are approximately one in 4.37. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-9-16-04, Sept. 10, 2004.)

**111-4-2193. "Tons of 25s" instant ticket lottery game number 429.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Tons of 25s" commencing on or after October 1, 2004. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2193.

(b) The "play symbols" and "play symbol captions" for this game are as follows:

Play Symbols	Play Symbol Captions
FREE	TICKET
\$2. <sup>00</sup>	TWO\$
\$5. <sup>00</sup>	FIVE\$
10. <sup>00</sup>	TEN\$
15. <sup>00</sup>	FIFTEEN
25. <sup>00</sup>	TWEN-FIV
\$100\$	ONE-HUN
\$2500	TWYFHUN

(c) For this game, a play symbol shall appear in each of six play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
TWO	=	\$2.00
FIV	=	\$5.00
TEN	=	\$10.00
FTN	=	\$15.00
TWF	=	\$25.00
HUN	=	\$100.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) "Tons of 25s" is a match three of six game. A player will remove the scratch-off material to reveal six prize amounts. If three of the six prize amounts are identical, the player wins that prize amount.

(h) Each ticket in this game may win up to one time.

(i) Approximately 900,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

	Prize	Expected Number of Prizes in Game	Expected Value in Game
3 - Free's	Free Ticket	108,000	\$0
3 - \$2.00's	\$2	38,250	76,500
3 - \$5.00's	\$5	20,400	102,000
3 - \$10.00's	\$10	5,550	55,500
3 - \$15.00's	\$15	3,000	45,000
3 - \$25.00's	\$25	5,700	142,500
3 - \$100's	\$100	75	7,500
3 - \$2500's	\$2,500	9	22,500
TOTAL		<u>180,984</u>	<u>\$451,500</u>

(k) The odds of winning a prize in this game are approximately one in 4.97. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-9-16-04, Sept. 10, 2004.)

**111-4-2194. "Ace In The Hole" instant ticket lottery game number 430.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Ace In The Hole" commencing on or after October 1, 2004. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2194.

(b) The "play symbols" and "play symbol captions" for this game are as follows:

Play Symbols	Play Symbol Captions
FREE	TICKET
\$1. <sup>00</sup>	ONE\$
\$2. <sup>00</sup>	TWO\$
\$5. <sup>00</sup>	FIVE\$
10. <sup>00</sup>	TEN\$
20. <sup>00</sup>	TWENTY
40. <sup>00</sup>	FORTY
\$100\$	ONE-HUN
\$400\$	FORHUN
\$1000	ONETHOU
2	TWO
3	THR
4	FOR
5	FIV
6	SIX
7	SEV
8	EGT
9	NIN
10	TEN
J	JAK
Q	QEN
K	KNK
A	ACE

(c) For this game, a play symbol shall appear in each of 13 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
TWO	=	\$2.00
FIV	=	\$5.00
TEN	=	\$10.00
TWY	=	\$20.00
FRY	=	\$40.00
HUN	=	\$100.00
FRH	=	\$400.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) "Ace In The Hole" is a beat the dealer game. A player will remove the latex covering the play area to reveal four games, "GAME 1," "GAME 2," "GAME 3," and "GAME 4." If the value of "YOUR CARD" is higher than the value of the "DEALER'S CARD," the player wins the prize in the same game. If a player reveals an "ACE" in the "HOLE CARD," the player wins all four prizes.

(h) Each ticket in this game may win up to four times.

(continued)

(i) Approximately 900,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

Prize	Expected Number of Prizes in Game	Expected Value in Game
Free Ticket	Free Ticket	72,000
\$1	\$1	36,000
\$2 (\$1 x 2)	\$2	30,000
\$2	\$2	18,000
\$5 (\$1 x 3) + \$2 (win all symbol)	\$5	14,400
\$5	\$5	14,400
\$10 (\$5 x 2)	\$10	2,400
\$10	\$10	2,400
\$20	\$20	1,200
\$20 (\$5 x 4) win all symbol	\$20	1,200
\$40	\$40	300
\$40 (\$20 x 2)	\$40	300
\$40 (\$10 x 4) win all symbol	\$40	300
\$100	\$100	240
\$100 (\$40 x 2) + (\$10 x 2)	\$100	240
\$400	\$400	9
\$400 (\$100 x 4) win all symbol	\$400	9
\$1000 (\$400 x 2) + (\$100 x 2) win all symbol	\$1,000	3
\$1000	\$1,000	6
TOTAL		<u>193,407</u>
		<u>\$472,200</u>

(k) The odds of winning a prize in this game are approximately one in 4.65. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-9-16-04, Sept. 10, 2004.)

**111-4-2195. "Cabela's Cash" instant ticket lottery game number 431.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Cabela's Cash" commencing on or after October 1, 2004. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2195.

(b) The "play symbols" and "play symbol captions" for this game are as follows:

Play Symbols	Play Symbol Captions
FREE	TICKET
\$1. <sup>00</sup>	ONE\$
\$2. <sup>00</sup>	TWO\$
\$3. <sup>00</sup>	THR\$
\$4. <sup>00</sup>	FOUR\$
\$5. <sup>00</sup>	FIVE\$
10. <sup>00</sup>	TEN\$
20. <sup>00</sup>	TWENTY
25. <sup>00</sup>	TWEN-FIV
40. <sup>00</sup>	FORTY
50. <sup>00</sup>	FIFTY
\$100\$	ONE-HUN
\$200\$	TWOHUN
\$1000	ONETHOU
\$10000	10-THOU
01	ONE

02	TWO
03	THR
04	FOR
05	FIV
06	SIX
07	SEV
08	EGT
09	NIN
10	TEN
11	ELVN
12	TWLV
13	THRTN
14	FOURTN
15	FIFTN
16	SIXTN
17	SEVTN
18	EIGHTN
19	NINTN
20	TWNTY
21	TWTYONE
22	TWYTWO
23	TWTYTHR
24	TWTYFR
25	TWTYFIV

GOOD LUCK  
MAYBE NEXT TIME  
Symbol of a hat

(c) For this game, a play symbol shall appear in each of 19 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 149.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
TWO	=	\$2.00
FOR	=	\$4.00
FIV	=	\$5.00
TEN	=	\$10.00
TWF	=	\$25.00
FRY	=	\$40.00
FTY	=	\$50.00
HUN	=	\$100.00

(f) The price of instant tickets sold by a retailer for this game shall be \$2.00 each.

(g) "Cabela's Cash" is a ticket with two different games. Game 1 is a key number match game. A player will remove the scratch-off material to reveal two "YOUR NUMBERS" and eight "WINNING NUMBERS" with a prize amount below each of the "WINNING NUMBERS." If a player matches either of the "YOUR NUMBERS" to any of the "WINNING NUMBERS," the player wins the prize shown below that matched number. A player can win up to eight times in this play area.

Game 2 is an instant win game. A player will remove the scratch-off material to reveal one play area. If a player reveals a "HAT" symbol, the player can redeem this prize at any designated Cabela's retail store or Kansas lottery regional office. If a player reveals any prize amount, the

player wins that amount instantly. A player can only win once in this game play area.

(h) Each ticket in this game may win up to nine times.

(i) Approximately 900,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

Game 1	Game 2	Game 3	Prize	Expected Number of Prizes in Game	Expected Value in Game
Free Ticket	Free Ticket		Free Ticket	30,000	\$0
Free Ticket		Free Ticket	Free Ticket	30,000	0
Hat		Hat	Hat	18,000	0
\$2	\$2		\$2	18,000	36,000
\$2		\$2	\$2	18,000	36,000
\$2	\$1	\$1	\$2	34,500	69,000
\$4	\$4		\$4	12,600	50,400
\$4	\$2	\$2	\$4	12,600	50,400
\$4	(\$1x3)	\$1	\$4	12,600	50,400
\$5	\$5		\$5	6,000	30,000
\$5	\$2	\$3	\$5	6,300	31,500
\$5	(\$1x5)		\$5	6,600	33,000
\$5	(\$1x2)+3		\$5	6,750	33,750
\$10	\$10		\$10	2,100	21,000
\$10		\$10	\$10	2,100	21,000
\$10	(\$2x2)+\$1	\$5	\$10	4,200	42,000
\$10	(\$5x2)		\$10	4,200	42,000
\$10	(\$1x8)	\$2	\$10	4,500	45,000
\$10	\$2x5		\$10	4,200	42,000
\$25	\$25		\$25	1,275	31,875
\$25	(\$10x2)	\$5	\$25	1,350	33,750
\$25	(\$4x4)+(\$2x2)+\$1	\$4	\$25	1,350	33,750
\$25	(\$5x5)		\$25	1,350	33,750
\$40	\$40		\$40	540	21,600
\$40	(\$5x7)	\$5	\$40	600	24,000
\$40	(\$10x2)+(\$4x4)	\$4	\$40	600	24,000
\$40	(\$20x2)		\$40	600	24,000
\$50	\$50		\$50	270	13,500
\$50	\$25	\$25	\$50	270	13,500
\$50	(\$2x4)+(\$10x4)	\$2	\$50	270	13,500
\$100	\$100		\$100	45	4,500
\$100	(\$25x3)	\$25	\$100	45	4,500
\$100	(\$10x8)	\$20	\$100	45	4,500
\$1,000	\$1,000		\$1,000	6	6,000
\$1,000	(\$200x3)+(\$100x3)+ (\$50x1)+\$25	\$25	\$1,000	6	6,000
\$10,000	\$10,000		\$10,000	9	90,000
Subtotal				241,881	\$1,016,175
\$10,000 shopping spree + taxes				1	14,286
4 x \$2,000 shopping spree + taxes				4	11,428
Total				241,886	\$1,041,889

(k) The odds of winning a prize in this game are approximately one in 3.72. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-9-16-04, Sept. 10, 2004.)

#### Article 6.—ON-LINE GENERIC GAME RULES

**111-6-1. Definitions.** (a) All definitions contained in the Kansas lottery act (K.S.A. 74-8701 *et seq.*) and amendments thereto, and lottery regulations adopted pursuant to the Kansas lottery act are hereby incorporated by reference.

(b) "On-line Game" or "game" means a lottery game in which a player selects a combination of numbers or symbols, the type of game and amount of play, and the drawing date(s) by use of a computer. In return for paying the appropriate fee, the player receives a computer-generated ticket with the player's selection printed on it.

The Kansas lottery will conduct a drawing to determine the winning combination in accordance with the rules of the specific game being played. Each ticket holder whose valid ticket includes a winning combination shall be entitled to a prize if the ticket and a valid claim form are submitted within the specified time period.

(c) "On-line Retailer" or "retailer" means a person or business authorized by the Lottery to sell on-line tickets.

(d) "On-line Terminal (OLT)" or "terminal" means the computer hardware by which an on-line retailer or player enters the combination selected by the player and by which on-line tickets are generated and claims are validated.

(e) "On-line Ticket" or "ticket" means a computer-generated ticket issued by an on-line terminal to a player as a receipt for the combination a player had selected, including an exchange ticket. That ticket shall be the only acceptable evidence of the combination of numbers or symbols selected.

(f) "Drawing" includes the procedure determined by the executive director by which the lottery selects the winning combination in accordance with the rules of the game or the procedure of removing non-winning tickets or other types of entry forms from a receptacle or drum in a drawing event conducted by the lottery. Various types of drawings and procedures involve the following:

(1) Those utilizing ball sets are open to the public, and are required to be witnessed by a lottery security officer and a drawing manager. Furthermore, the equipment used in any drawing must be inspected by the lottery security official present before the drawing.

(2) Winning number combinations may be generated through the use of a computer-driven random number generator located at lottery headquarters as provided by specific game rules. The generator shall be statistically analyzed, tested, and certified by an independent qualified statistician for integrity. Periodic checks shall be made to ensure the security and integrity of the system at least quarterly.

(3) Drawing events requiring non-winning tickets or entry forms from a receptacle or drum shall be conducted in accordance with specific game rules and K.A.R. 111-6-6.

(4) All drawings and inspections are required to be recorded on both video and audio tape.

(g) "Quick pick" or "computer pick" means the random selection of numbers or symbols which appear on a ticket and are played by a player in a game.

(h) "Winning combination" means one or more numbers or symbols randomly selected at each on-line game drawing which shall be used to determine winning plays contained on a game ticket.

(i) "Validation" means the process of determining whether an on-line ticket presented for payment is a winning ticket.

(j) "Ticket holder" or "holder" means the person who has possession of an unsigned ticket or the person whose signature appears in the area upon a ticket designated for signature.

(k) "Executive director" means the executive director of the Kansas lottery or the person designated by the executive director.

(continued)

(l) "Social environment establishment" means a retailer licensed to serve cereal malt beverage and/or alcohol for consumption on premises.

(m) "Attempt(s) to cancel" means that a retailer enters cancellation data into an on-line terminal or is informed by a player, prior to the first drawing for which the ticket was eligible, that the ticket was produced in error either because of a terminal malfunction or by miscommunication between a player and a retailer.

(n) "Problem ticket" means any on-line ticket erroneously produced either by terminal malfunction or by miscommunication between a player and a retailer.

(o) "Receptacle" or "drum" means a container in which non-winning tickets or entry forms are placed and from which the drawings are made. Receptacles or drums shall be sealable and drums shall be capable of being mixed or rotated for the purpose of ensuring random distribution.

(p) "Day," "business day" or "operations day," when referring to an on-line game, means the 20-hour period starting at 5:00 a.m. and ending at 1:00 a.m., the following day, unless specified otherwise in individual game rules.

(q) "Exchange ticket" means a computer-generated ticket issued by an on-line terminal to a player in exchange for an original ticket containing consecutive games or multi-draws where one or more games have been won on the original ticket but the original ticket is still valid for any games for which one or more drawings have not yet been conducted.

(r) "Win-check" means the act of scanning the bar code of an online ticket on a Kansas lottery terminal or other device supplied by the Kansas lottery to determine if said ticket contains a winning combination, but without validating the ticket. (Authorized by and implementing K.S.A. Supp. 74-8710; effective, T-89-4, Jan. 21, 1988; amended, T-111-1-27-89, Jan. 26, 1989; amended, T-111-10-10-90, Sept. 15, 1990; amended, T-111-12-21-90, Dec. 14, 1990; amended, T-111-9-20-91, Sept. 20, 1991; amended, T-111-7-1-92, June 26, 1992; amended, T-111-9-1-92, Aug. 28, 1992; amended, T-111-3-26-93, March 19, 1993; amended, T-111-3-3-94, Feb. 25, 1994; amended, T-111-7-22-96, July 19, 1996; amended, T-111-9-4-96, Aug. 16, 1996; amended, T-111-3-4-98, Jan. 16, 1998; amended, T-111-3-31-00, March 17, 2000; amended, T-111-9-16-04, Sept. 10, 2004.)

**111-6-7. Validation requirements.** (a) To be a valid winning on-line ticket, all of the following conditions must be met:

(1) The ticket data must have been recorded in the central computer system prior to the drawing and the information appearing on the ticket must correspond with the computer record to the extent necessary to determine whether the ticket is a winning ticket.

(2) The ticket shall be intact to the extent that all information appearing on the ticket corresponds with the lottery's computer records.

(3) The ticket shall not be mutilated to the extent that the lottery is unable to determine whether the ticket is a winning ticket.

(4) The ticket shall not be altered or tampered with in any manner.

(5) The ticket shall not be counterfeit or a duplicate of another winning ticket.

(6) The ticket must have been issued by an authorized on-line retailer in an authorized manner.

(7) The ticket must not have been stolen or cancelled.

(8) The ticket must not have been previously paid.

(9) The ticket must contain numbers which make it eligible to win a prize pursuant to specific game rules as determined by the lottery.

(10) The ticket shall pass all other confidential security checks of the lottery.

(11) The ticket must be validated through the lottery's computer system.

(12) The ticket shall be the only valid evidence for claiming a prize. A play slip or a copy of the ticket has no monetary or prize value and shall not constitute evidence of a ticket purchase or of numbers selected.

(b) Any ticket failing any of the validation requirements listed above is invalid and ineligible for a prize. The final decision on whether a prize is paid will be made by the executive director.

(c) In the event of a dispute between the executive director and a claimant as to whether a ticket is a valid winning ticket, and if the executive director determines that the ticket is not a valid winning ticket and a prize is not paid, the executive director may replace the disputed ticket with a ticket of equivalent sales price for a future drawing of the current game or refund the cost of the ticket. These shall be the sole and exclusive remedies of the claimant.

(d) In the event a defective on-line ticket is purchased or is damaged as it is issued from an authorized terminal to the extent that it does not contain all validation and the lottery's security requirements, the only responsibility or liability of the lottery or the on-line retailer shall be the replacement of the defective on-line ticket with another on-line ticket for a future drawing of the same game.

(e) In the event an incorrect number is entered into the lottery's on-line computer system terminals following a drawing described in specific game rules and the incorrect number is reflected in reports generated by the computer system, the lottery shall not be responsible for the payment of claims presented as a result of the entry of an incorrect number in a computer system terminal which may have been used in the validation process.

(f) Subject to certain conditions, prize payment may be made for an on-line ticket that is not received or not recorded by the lottery by applicable deadlines. The following conditions may constitute exceptions to the validation requirements previously identified in subsections (a), (b), (c), (d) and (e):

(1) Consideration will only be given to claimants with on-line tickets or shares that have been destroyed or lost during or following a validation attempt or win-check at an authorized retail location.

(2) A record of the event must be contained within the database of the lottery's central computer system accurately identifying the retailer, the validation attempt or win-check, the date, ticket serial number, the time of the event, the terminal number, and the prize amount.

(3) The claimant must present the claim to lottery headquarters office in Topeka, be authorized to purchase an on-line ticket or share, be eligible to claim a prize, and be



the rightful recipient of the prize claimed as determined by the lottery.

(4) The claimant will complete and sign both a Kansas lottery winner claim form and an affidavit providing the following information: the prize amount claimed, the retailer name, address, and city where the ticket was purchased, the game played, the date of purchase, the time of purchase, the type of wager (quick pick or personal selection), the numbers wagered if personal selection, the dollar value wagered, the retailer name, address, and city where the validation attempt or win-check occurred, the date and time the validation attempt or win-check occurred, the manner or means by which the ticket or share was destroyed or lost, if applicable a description of the clerk or retailer who performed the validation attempt and destroyed or lost the ticket, and any other information that will establish the validity of the claim.

(5) The lottery will enter information from the winner claim form and the affidavit into a database contained within the lottery's central computer system.

(6) Lottery security will conduct an investigation to determine if the claim is or is not supported by the investigation and will submit a report with a recommendation to that effect to the executive director of the lottery.

(7) If the executive director determines that the claim is otherwise supported by the investigation, and if no other claimant has presented the ticket in question, the prize will be validated through the lottery's central computer system on the last day of the expiration period. If the validation period expires on a weekend or on a holiday when the lottery is closed, the validation will be conducted on the next working day.

(8) Following expiration of the validation period, a valid claim will be paid. Such payment will be restricted to the original prize amount only. No interest will be paid.

(9) The final decision on whether a prize will be paid shall be made by the executive director. (Authorized by and implementing K.S.A. Supp. 74-8710; effective, T-89-4, Jan. 22, 1988; amended, T-111-9-1-92, Aug. 28, 1992; amended, T-111-12-2-97, Nov. 21, 1997; amended, T-111-7-20-98, June 19, 1998; amended, T-111-9-16-04, Sept. 10, 2004.)

Ed Van Petten  
Executive Director

Doc. No. 031160

## INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the 2003 Volumes of the *Kansas Administrative Regulations*.

### AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-6-21	Amended	V. 22, p. 1968
1-6-23	Amended (T)	V. 22, p. 466
1-6-23	Amended	V. 22, p. 1230
1-9-4	Amended	V. 23, p. 718
1-45-1 through 1-45-7	Revoked	V. 22, p. 226
1-45-7a	Revoked	V. 22, p. 226
1-45-8 through 1-45-14	Revoked	V. 22, p. 226
1-45-15	Revoked	V. 22, p. 226
1-45-16	Revoked	V. 22, p. 226
1-45-17	Revoked	V. 22, p. 226
1-45-18 through 1-45-24	New	V. 22, p. 226-228
1-45-18	Amended (T)	V. 23, p. 424
1-45-18	Amended	V. 23, p. 1044
1-45-19	Amended (T)	V. 23, p. 424
1-45-19	Amended	V. 23, p. 1044
1-45-20	Amended (T)	V. 23, p. 424
1-45-20	Amended	V. 23, p. 1045
1-45-23	Amended (T)	V. 23, p. 425
1-45-23	Amended	V. 23, p. 1045
1-45-24	Amended (T)	V. 23, p. 425
1-45-24	Amended	V. 23, p. 1045
1-47-1	Amended	V. 22, p. 850
1-49-1	Amended	V. 22, p. 851
1-49-12	New	V. 22, p. 851

### AGENCY 4: DEPARTMENT OF AGRICULTURE

Reg. No.	Action	Register
4-4-900	Amended	V. 22, p. 1191
4-4-956	Amended	V. 22, p. 1192
4-4-982	Amended	V. 22, p. 1192
4-4-983	Amended	V. 22, p. 1192
4-4-985	New	V. 22, p. 1193
4-4-986	New	V. 22, p. 1194
4-8-14a	Amended (T)	V. 23, p. 900
4-8-14a	Amended	V. 23, p. 1102
4-8-27 through 4-8-37	Amended	V. 23, p. 1102, 1103
4-8-39	Amended	V. 23, p. 1103
4-8-40	Amended (T)	V. 23, p. 901
4-8-40	Amended	V. 23, p. 1103
4-8-42	Amended	V. 23, p. 1103
4-8-43	New (T)	V. 22, p. 82
4-8-43	New	V. 22, p. 432
4-11-2	Amended	V. 23, p. 895
4-11-3	Amended	V. 23, p. 895
4-11-6	Revoked	V. 23, p. 896
4-11-7	Revoked	V. 23, p. 896
4-11-8	Amended	V. 23, p. 896
4-11-9	Amended	V. 23, p. 896
4-11-14	Amended	V. 23, p. 896
4-13-1	Amended	V. 22, p. 1194
4-13-2	Amended	V. 22, p. 1195
4-13-4a	Amended	V. 22, p. 1195
4-13-6	Amended	V. 22, p. 1196
4-13-7	Amended	V. 22, p. 1196
4-13-26	Amended	V. 22, p. 1196
4-20-5	Amended	V. 22, p. 1747
4-20-11	Amended	V. 22, p. 385
4-20-15	Amended	V. 22, p. 385
4-21-1	Amended	V. 22, p. 385
4-21-3	Amended	V. 22, p. 386
4-21-4	Amended	V. 22, p. 386
4-21-5	Amended	V. 22, p. 387
4-21-6	Amended	V. 22, p. 387
4-21-7	New	V. 22, p. 387
4-25-16	Amended (T)	V. 22, p. 2176
4-25-16	Amended	V. 23, p. 95

### AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-1-1	Amended	V. 22, p. 1747
5-1-4	Amended	V. 22, p. 1751

5-1-6	Amended	V. 22, p. 1752
5-1-9	Amended	V. 22, p. 1753
5-1-12	Amended	V. 22, p. 1753
5-3-1	Amended	V. 22, p. 1753
5-3-1b	New	V. 22, p. 1754
5-3-3a	New	V. 22, p. 1754
5-3-4c	Amended	V. 22, p. 1754
5-3-4d	Amended	V. 22, p. 1754
5-3-4e	Amended (T)	V. 23, p. 1284
5-3-5c	Amended	V. 22, p. 1755
5-3-5o	New	V. 23, p. 1130
5-3-7	Amended	V. 22, p. 1755
5-3-16a	New	V. 22, p. 1755
5-3-19	Amended	V. 22, p. 1756
5-3-29	New (T)	V. 23, p. 1284
5-5-2a	New	V. 22, p. 1756
5-5-16	Amended	V. 22, p. 1757
5-6-13a	New	V. 22, p. 1758
5-6-15	Amended	V. 22, p. 1758
5-7-1	Amended	V. 22, p. 1758
5-9-1	Amended	V. 22, p. 1759
5-9-6	Amended	V. 22, p. 1759
5-14-10	New	V. 22, p. 1759
5-14-11	New	V. 22, p. 1760
5-17-1 through 5-17-18	New	V. 23, p. 1131-1137
5-23-1	Amended	V. 23, p. 181
5-23-3	Amended	V. 23, p. 181
5-23-3a	Amended	V. 23, p. 182
5-23-4	Amended	V. 22, p. 1933
5-23-4a	Amended	V. 22, p. 1933
5-23-4b	Amended	V. 22, p. 1934
5-23-5	Revoked	V. 22, p. 1935
5-24-1	Amended	V. 23, p. 65
5-24-2	Amended	V. 23, p. 65
5-24-3	Amended	V. 23, p. 66
5-24-4	Amended	V. 23, p. 68
5-24-6	Amended	V. 23, p. 68
5-24-8	Amended	V. 23, p. 68
5-24-11	New	V. 23, p. 69
5-25-1	Amended	V. 22, p. 1819
5-25-2	Amended	V. 22, p. 1819
5-25-2a	New	V. 22, p. 1819
5-25-3	Amended	V. 22, p. 1820
5-25-4	Amended	V. 22, p. 1820
5-25-5	Amended	V. 22, p. 1820
5-25-8	Amended	V. 22, p. 1821
5-25-10	Amended	V. 22, p. 1821
5-25-11	Amended	V. 22, p. 1821

(continued)

5-25-12 through  
5-25-20 New V. 22, p. 1821-1824

**AGENCY 7: SECRETARY OF STATE**

Reg. No.	Action	Register
7-16-1	New (T)	V. 22, p. 1226
7-16-1	New	V. 22, p. 1650
7-16-2	New (T)	V. 22, p. 1226
7-16-2	New	V. 22, p. 1650
7-18-1	Revoked	V. 23, p. 1366
7-18-2	Revoked	V. 23, p. 1366
7-18-3	Revoked	V. 23, p. 1366
7-27-1	Amended	V. 23, p. 1366
7-29-2	Amended	V. 23, p. 1366

**AGENCY 9: ANIMAL HEALTH DEPARTMENT**

Reg. No.	Action	Register
9-18-1	Amended	V. 22, p. 794
9-18-2	New (T)	V. 22, p. 1260
9-18-2	New	V. 22, p. 1850
9-18-3	New (T)	V. 22, p. 1260
9-18-3	New	V. 22, p. 1850
9-19-1 through 9-19-11	Revoked (T)	V. 22, p. 1261
9-19-1 through 9-19-11	Revoked	V. 22, p. 1816
9-19-12	New (T)	V. 22, p. 1261
9-19-12	New	V. 22, p. 1816
9-22-4	Amended (T)	V. 22, p. 1261
9-22-4	Amended	V. 22, p. 1507
9-22-5	Amended (T)	V. 22, p. 1262
9-22-5	Amended	V. 22, p. 1508
9-25-2	Amended (T)	V. 22, p. 1264
9-25-3	Amended (T)	V. 22, p. 1264
9-25-5	Amended (T)	V. 22, p. 1265
9-25-5	Amended	V. 22, p. 1817
9-25-6	Amended (T)	V. 22, p. 1266
9-25-6	Amended	V. 22, p. 1818
9-25-12	Amended (T)	V. 22, p. 1267
9-25-12	Amended	V. 22, p. 1850
9-26-1	Amended (T)	V. 22, p. 1267
9-26-1	Amended	V. 22, p. 1818

**AGENCY 14: DEPARTMENT OF REVENUE—DIVISION OF ALCOHOLIC BEVERAGE CONTROL**

Reg. No.	Action	Register
14-13-9	Amended	V. 22, p. 1929
14-15-1	New	V. 22, p. 123
14-15-2	New	V. 22, p. 123

**AGENCY 17: STATE BANK COMMISSIONER (see Agency 75, this index)**

Reg. No.	Action	Register
17-8-1	New	V. 22, p. 1574
17-11-18	Amended	V. 22, p. 798
17-24-1	Amended	V. 22, p. 1574
17-24-4	New	V. 22, p. 1816

**AGENCY 19: GOVERNMENTAL ETHICS COMMISSION**

Reg. No.	Action	Register
19-2-2	Amended	V. 23, p. 41
19-20-4	New	V. 23, p. 42
19-60-3	Amended	V. 23, p. 42
19-63-6	Amended	V. 23, p. 43

**AGENCY 22: STATE FIRE MARSHAL**

Reg. No.	Action	Register
22-1-2	Amended	V. 23, p. 978
22-1-7	New	V. 23, p. 978

**AGENCY 26: DEPARTMENT ON AGING**

Reg. No.	Action	Register
26-2-3	Amended	V. 22, p. 1258
26-2-9	Amended	V. 22, p. 1259

**AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT**

Reg. No.	Action	Register
28-1-2	Amended (T)	V. 22, p. 2030
28-1-2	Amended	V. 23, p. 202

28-1-4	Amended (T)	V. 22, p. 2031
28-1-4	Amended	V. 23, p. 203
28-1-20	Amended	V. 23, p. 360
28-4-576	Amended (T)	V. 23, p. 389
28-4-576	Amended	V. 23, p. 1255
28-4-577	Amended (T)	V. 23, p. 390
28-4-577	Amended	V. 23, p. 1257
28-4-578	Amended (T)	V. 23, p. 391
28-4-578	Amended	V. 23, p. 1257
28-4-583	Amended (T)	V. 23, p. 392
28-4-583	Amended	V. 23, p. 1258
28-4-585	Amended (T)	V. 23, p. 392
28-4-585	Amended	V. 23, p. 1259
28-4-587	Amended (T)	V. 23, p. 394
28-4-587	Amended	V. 23, p. 1260
28-4-590	Amended (T)	V. 23, p. 396
28-4-590	Amended	V. 23, p. 1262
28-4-591	Amended (T)	V. 23, p. 397
28-4-591	Amended	V. 23, p. 1264
28-4-600 through 28-4-613	New	V. 23, p. 957-962
28-4-700 through 28-4-705	New (T)	V. 23, p. 398-400
28-4-705 through 28-15-11	New	V. 23, p. 1265, 1266
28-15-11	Revoked	V. 23, p. 1367
28-15-13	Revoked	V. 23, p. 1367
28-15-14	Revoked	V. 23, p. 1367
28-15-15a	Revoked	V. 23, p. 1367
28-15-16	Amended	V. 23, p. 1367
28-15-18	Amended	V. 23, p. 1367
28-15-20	Revoked	V. 23, p. 1368
28-15-21	Revoked	V. 23, p. 1368
28-15-22	Revoked	V. 23, p. 1368
28-15-35	Amended	V. 23, p. 305
28-15-36	Amended	V. 23, p. 309
28-15a-2	New	V. 23, p. 1368
28-15a-3	New	V. 23, p. 1368
28-15a-4	New	V. 23, p. 1368
28-15a-6	New	V. 23, p. 1369
28-15a-11	New	V. 23, p. 1369
28-15a-21	New	V. 23, p. 1369
28-15a-23 through 28-15a-29	New	V. 23, p. 1369, 1370
28-15a-31	New	V. 23, p. 1370
28-15a-33	New	V. 23, p. 1370
28-15a-41	New	V. 23, p. 1370
28-15a-42	New	V. 23, p. 1370
28-15a-43	New	V. 23, p. 1370
28-15a-60 through 28-15a-66	New	V. 23, p. 1370
28-15a-70	New	V. 23, p. 1370
28-15a-72 through 28-15a-76	New	V. 23, p. 1370, 1371
28-15a-80 through 28-15a-91	New	V. 23, p. 1371
28-15a-100	New	V. 23, p. 1371
28-15a-101	New	V. 23, p. 1371
28-15a-110	New	V. 23, p. 1371
28-15a-111	New	V. 23, p. 1371
28-15a-130 through 28-15a-135	New	V. 23, p. 1371, 1372
28-15a-151 through 28-15a-155	New	V. 23, p. 1372
28-15a-170	New	V. 23, p. 1372
28-15a-172 through 28-15a-175	New	V. 23, p. 1372, 1373
28-15a-201 through 28-15a-210	New	V. 23, p. 1373
28-15a-500 through 28-15a-503	New	V. 23, p. 1373, 1374
28-15a-530 through 28-15a-536	New	V. 23, p. 1374

28-15a-540 through 28-15a-544	New	V. 23, p. 1374
28-15a-550 through 28-15a-553	New	V. 23, p. 1374
28-15a-560 through 28-15a-564	New	V. 23, p. 1374, 1375
28-15a-570	New	V. 23, p. 1375
28-15a-571	New	V. 23, p. 1375
28-16-28b	Amended	V. 22, p. 1760
28-16-28d	Amended	V. 23, p. 39
28-16-28e	Amended	V. 22, p. 1763
28-17-6	Amended (T)	V. 22, p. 1225
28-17-6	Amended	V. 22, p. 1711
28-19-202	Amended	V. 23, p. 70
28-29-3	Amended	V. 22, p. 798
28-29-20	Amended	V. 22, p. 801
28-29-75 through 28-29-82	Amended	V. 23, p. 203-205
28-29-101	Revoked	V. 22, p. 802
28-29-109	Amended	V. 22, p. 802
28-29-300	New	V. 22, p. 2131
28-29-302	New	V. 22, p. 2131
28-29-304	New	V. 22, p. 2133
28-29-308	New	V. 22, p. 2134
28-29-321	New	V. 22, p. 2137
28-29-325	New	V. 22, p. 2137
28-35-145	Amended	V. 23, p. 1404
28-35-146	Amended	V. 23, p. 1404
28-35-146a	New	V. 23, p. 1404
28-35-147	Revoked	V. 23, p. 1404
28-35-147a	New	V. 23, p. 1404
28-36-30	Amended	V. 22, p. 1771
28-38-18	Amended	V. 22, p. 1575
28-38-19	Amended	V. 22, p. 1575
28-39-164 through 28-39-168	Amended	V. 22, p. 2094-2096
28-39-169	Revoked	V. 22, p. 2096
28-39-169a	New	V. 22, p. 2096
28-39-169b	New	V. 22, p. 2097
28-39-169c	New	V. 22, p. 2098
28-39-170 through 28-39-174	Revoked	V. 22, p. 2099
28-45-2	Revoked (T)	V. 22, p. 531
28-45-2	Revoked	V. 22, p. 1304
28-45-2a	New (T)	V. 22, p. 531
28-45-2a	New	V. 22, p. 1304
28-45-3	Revoked (T)	V. 22, p. 532
28-45-3	Revoked	V. 22, p. 1305
28-45-3a	New (T)	V. 22, p. 532
28-45-3a	New	V. 22, p. 1305
28-45-4	Revoked (T)	V. 22, p. 533
28-45-4	Revoked	V. 22, p. 1306
28-45-4a	New (T)	V. 22, p. 533
28-45-4a	New	V. 22, p. 1306
28-45-5	Revoked (T)	V. 22, p. 533
28-45-5	Revoked	V. 22, p. 1306
28-45-5a	New (T)	V. 22, p. 533
28-45-5a	New	V. 22, p. 1306
28-45-6	Revoked (T)	V. 22, p. 534
28-45-6	Revoked	V. 22, p. 1306
28-45-6a	New (T)	V. 22, p. 534
28-45-6a	New	V. 22, p. 1306
28-45-7	Revoked (T)	V. 22, p. 535
28-45-7	Revoked	V. 22, p. 1308
28-45-7a	New (T)	V. 22, p. 535
28-45-7a	New	V. 22, p. 1308
28-45-8	Revoked (T)	V. 22, p. 536
28-45-8	Revoked	V. 22, p. 1309
28-45-8a	New (T)	V. 22, p. 536
28-45-8a	New	V. 22, p. 1309
28-45-9	Revoked (T)	V. 22, p. 536
28-45-9	Revoked	V. 22, p. 1309
28-45-9a	New (T)	V. 22, p. 536
28-45-9a	New	V. 22, p. 1309
28-45-10	Revoked (T)	V. 22, p. 536
28-45-10	Revoked	V. 22, p. 1309
28-45-10a	New (T)	V. 22, p. 536
28-45-10a	New	V. 22, p. 1309
28-45-11	Revoked (T)	V. 22, p. 537

28-45-11	Revoked	V. 22, p. 1310
28-45-11a	New (T)	V. 22, p. 537
28-45-11a	New	V. 22, p. 1310
28-45-12		
through		
28-45-30	New (T)	V. 22, p. 537-548
28-45-12		
through		
28-45-30	New	V. 22, p. 1310-1321
28-45a-1		
through		
28-45a-19	New (T)	V. 22, p. 548-557
28-45a-1		
through		
28-45a-19	New	V. 22, p. 1321-1331
28-51-100	Amended	V. 22, p. 2099
28-51-108	Amended	V. 22, p. 2100
28-51-113		
through		
28-51-116	New	V. 22, p. 2100-2102

#### AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-4-39	Amended	V. 22, p. 1533
30-4-50	Amended	V. 23, p. 894
30-4-55	Amended	V. 22, p. 1533
30-4-90	Amended (T)	V. 23, p. 897
30-4-90	Amended	V. 23, p. 1104
30-4-96	Revoked	V. 22, p. 249
30-4-110	Amended	V. 22, p. 1534
30-5-59	Amended	V. 22, p. 2087
30-5-64	Amended	V. 23, p. 694
30-5-71	Amended	V. 23, p. 1211
30-5-78	Amended	V. 22, p. 2090
30-5-81u	Amended (T)	V. 22, p. 83
30-5-81u	Amended	V. 22, p. 432
30-5-89	Amended	V. 22, p. 1355
30-5-89a	Amended	V. 22, p. 1355
30-5-102	Amended (T)	V. 22, p. 83
30-5-102	Amended	V. 22, p. 2090
30-5-105	Amended (T)	V. 22, p. 83
30-5-105	Amended	V. 22, p. 2091
30-5-107	Amended	V. 22, p. 1043
30-5-107a	Amended	V. 22, p. 1044
30-5-116	Amended	V. 22, p. 2091
30-5-300	Amended	V. 22, p. 2091
30-6-65	Amended	V. 22, p. 1044
30-6-91	New	V. 23, p. 894
30-6-103	Amended (T)	V. 22, p. 84
30-6-103	Amended	V. 22, p. 433
30-6-106	Amended	V. 22, p. 249
30-6-108	Amended	V. 22, p. 1045
30-6-109	Amended	V. 22, p. 1045
30-10-14	Revoked	V. 22, p. 1355
30-10-15a	Amended	V. 22, p. 1355
30-10-17	Amended (T)	V. 22, p. 990
30-10-17	Amended	V. 22, p. 1233
30-10-18	Amended (T)	V. 22, p. 991
30-10-18	Amended	V. 22, p. 1234
30-10-19	Amended (T)	V. 22, p. 994
30-10-19	Amended	V. 22, p. 1236
30-10-21	Amended	V. 22, p. 1357
30-10-23b	Amended	V. 22, p. 1357
30-14-28	Amended (T)	V. 22, p. 84
30-14-28	Amended	V. 22, p. 434
30-44-5	New	V. 22, p. 1047
30-46-10	Amended	V. 23, p. 977
30-46-13	Amended	V. 23, p. 978
30-46-15	Amended	V. 23, p. 978
30-46-16	Amended	V. 23, p. 978
30-46-17	Amended	V. 23, p. 978
30-60-1	Amended	V. 22, p. 1090
30-60-2	Amended	V. 22, p. 1090
30-60-5	Amended	V. 22, p. 1090
30-60-6	Amended	V. 22, p. 1091
30-60-7	Amended	V. 22, p. 1092
30-60-8	New	V. 22, p. 1092
30-60-10	Amended	V. 22, p. 1093
30-60-11	Amended	V. 22, p. 1093
30-60-12	Amended	V. 22, p. 1093
30-60-13	New	V. 22, p. 1094
30-60-14	New	V. 22, p. 1094
30-60-15	New	V. 22, p. 1094

30-60-16	New	V. 22, p. 1094
30-60-17	Amended	V. 22, p. 1095
30-60-18	Amended	V. 22, p. 1095
30-16-19	Amended	V. 22, p. 1096
30-60-25	Amended	V. 22, p. 1096
30-60-26	Amended	V. 22, p. 1097
30-60-27	Amended	V. 22, p. 1097
30-60-28	Amended	V. 22, p. 1097
30-60-29	New	V. 22, p. 1097
30-60-30	New	V. 22, p. 1098
30-60-40	Amended	V. 22, p. 1098
30-60-41	Amended	V. 22, p. 1098
30-60-45	Amended	V. 22, p. 1099
30-60-46	Amended	V. 22, p. 1099
30-60-47	Amended	V. 22, p. 1099
30-60-48	New	V. 22, p. 1099
30-60-49	New	V. 22, p. 1100
30-60-50	Amended	V. 22, p. 1100
30-60-51	New	V. 22, p. 1101
30-60-55	Amended	V. 22, p. 1102
30-60-56	New	V. 22, p. 1103
30-60-57	New	V. 22, p. 1103
30-60-60	Revoked	V. 22, p. 1103
30-60-61	Revoked	V. 22, p. 1103
30-60-62	Amended	V. 22, p. 1103
30-60-63	New	V. 22, p. 1104
30-60-64	New	V. 22, p. 1105
30-60-70	Amended	V. 22, p. 1108
30-60-71	Amended	V. 22, p. 1108
30-60-72	Amended	V. 22, p. 1108
30-60-73	Amended	V. 22, p. 1108
30-60-74	Amended	V. 22, p. 1109
30-60-75	Revoked	V. 22, p. 1109
30-60-76	Amended	V. 22, p. 1109
30-61-1	Amended	V. 22, p. 1109
30-61-2	Amended	V. 22, p. 1109
30-61-5	Amended	V. 22, p. 1109
30-61-6	Amended	V. 22, p. 1110
30-61-10	Amended	V. 22, p. 1110
30-61-11	New	V. 22, p. 1110
30-61-15	Amended	V. 22, p. 1110
30-61-16	Revoked	V. 22, p. 1111

#### AGENCY 36: DEPARTMENT OF TRANSPORTATION

Reg. No.	Action	Register
36-40-1		
through		
36-40-9	New	V. 22, p. 1806, 1807

#### AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-48	Amended	V. 23, p. 426
40-1-50	New (T)	V. 23, p. 244
40-1-50	New	V. 23, p. 951
40-1-51	New	V. 23, p. 361
40-2-26	Amended	V. 23, p. 151
40-2-27	New	V. 23, p. 825
40-3-6	Amended	V. 23, p. 1212
40-3-20	Revoked	V. 23, p. 693
40-3-48	Amended	V. 22, p. 2008
40-4-1	Amended	V. 22, p. 1709
40-4-36	Amended	V. 22, p. 465
40-5-110	Amended	V. 22, p. 1709

#### AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-5-115	Amended (T)	V. 23, p. 384
44-5-115	Amended	V. 23, p. 952
44-6-115a	Amended (T)	V. 22, p. 383
44-6-115a	Amended	V. 22, p. 1231
44-7-104	Amended (T)	V. 23, p. 385
44-7-104	Amended	V. 23, p. 953
44-7-113	Amended (T)	V. 23, p. 386
44-7-113	Amended	V. 23, p. 955
44-12-313	Amended (T)	V. 23, p. 386
44-12-313	Amended	V. 23, p. 955
44-12-601	Amended (T)	V. 23, p. 387
44-12-601	Amended	V. 23, p. 955
44-12-1002	Amended (T)	V. 22, p. 384
44-12-1002	Amended	V. 22, p. 1232
44-13-201b	Amended (T)	V. 22, p. 384

44-13-201b	Amended	V. 22, p. 1232
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#### AGENCY 51: DEPARTMENT OF HUMAN RESOURCES—DIVISION OF WORKERS COMPENSATION

Reg. No.	Action	Register
51-9-7	Amended	V. 22, p. 1804
51-9-17	New	V. 22, p. 2031

#### AGENCY 61: BOARD OF BARBERING

Reg. No.	Action	Register
61-4-2	Amended (T)	V. 22, p. 1304
61-7-1	Amended (T)	V. 22, p. 1304

#### AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY

Reg. No.	Action	Register
65-4-3	Amended	V. 23, p. 893
65-5-6	Amended	V. 22, p. 1575
65-5-11	New	V. 23, p. 893
65-8-5	Revoked	V. 23, p. 893

#### AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-8-5	Amended	V. 23, p. 95

#### AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-2-9	Amended	V. 22, p. 118
68-2-10	Amended	V. 22, p. 118
68-2-11	Amended	V. 22, p. 118
68-2-12a	Amended	V. 22, p. 118
68-2-15	Amended	V. 22, p. 430
68-2-20	Amended	V. 22, p. 119
68-7-12	Amended	V. 22, p. 119
68-7-12a	Amended	V. 22, p. 120
68-7-12b	New	V. 22, p. 120
68-7-20	New	V. 23, p. 382
68-8-1	Amended	V. 22, p. 431
68-9-2	Amended	V. 22, p. 121
68-11-1	Amended	V. 22, p. 122
68-11-2	Amended	V. 22, p. 122
68-12-2	Amended	V. 22, p. 122
68-13-1	Amended	V. 22, p. 122

#### AGENCY 70: BOARD OF VETERINARY EXAMINERS

Reg. No.	Action	Register
70-5-1	Amended	V. 23, p. 360

#### AGENCY 71: KANSAS DENTAL BOARD

Reg. No.	Action	Register
71-1-1	Revoked	V. 23, p. 151
71-1-2	Revoked	V. 23, p. 151
71-1-3	Revoked	V. 23, p. 151
71-1-8	Revoked	V. 23, p. 151
71-1-10	Revoked	V. 23, p. 151
71-1-11	Revoked	V. 23, p. 151
71-1-15	Amended	V. 23, p. 151
71-2-1	Revoked	V. 23, p. 151
71-2-4	Revoked	V. 23, p. 151
71-2-5	Amended	V. 23, p. 717
71-2-6	Revoked	V. 23, p. 718
71-2-7	Amended	V. 23, p. 718
71-2-9	Revoked	V. 23, p. 151
71-2-11	Amended	V. 23, p. 1286
71-2-12	Revoked	V. 23, p. 151
71-3-2	Amended	V. 23, p. 1286
71-3-4	Amended	V. 23, p. 1286
71-3-5	Revoked	V. 23, p. 151
71-3-9	New	V. 23, p. 1286
71-4-1	Amended	V. 23, p. 151
71-4-3	Revoked	V. 23, p. 152
71-6-1	Amended	V. 23, p. 383
71-6-5	Amended	V. 23, p. 718
71-7-1	New	V. 23, p. 152

#### AGENCY 74: BOARD OF ACCOUNTANCY

Reg. No.	Action	Register
74-1-1	Amended	V. 22, p. 1894
74-1-2	Amended	V. 22, p. 1894

(continued)

74-1-3	Amended	V. 22, p. 1894
74-1-6	Amended	V. 22, p. 1895
74-1-8	New	V. 22, p. 1895
74-2-1	Amended	V. 22, p. 1896
74-2-4	Revoked	V. 22, p. 1896
74-4-7	Amended	V. 22, p. 1896
74-4-8	Amended	V. 22, p. 1896
74-4-9	Amended	V. 22, p. 1897
74-5-202	Amended	V. 22, p. 1898
74-11-6	Amended	V. 22, p. 1898
74-11-7	Amended	V. 22, p. 1898
74-12-1	Amended	V. 22, p. 1898

**AGENCY 75: STATE BANK  
COMMISSIONER—DIVISION OF CONSUMER  
AND MORTGAGE LENDING**

Reg. No.	Action	Register
75-6-33	New	V. 22, p. 1815
75-6-34	New	V. 22, p. 1454

**AGENCY 82: STATE CORPORATION  
COMMISSION**

Reg. No.	Action	Register
82-1-201	Revoked	V. 22, p. 1650
82-1-202	Amended	V. 22, p. 1650
82-1-204	Amended	V. 22, p. 1650
82-1-204a	New	V. 22, p. 1652
82-1-205	Amended	V. 22, p. 1652
82-1-206	Amended	V. 22, p. 1652
82-1-207	Amended	V. 22, p. 1652
82-1-208	Amended	V. 22, p. 1652
82-1-212	Amended	V. 22, p. 1652
82-1-214	Amended	V. 22, p. 1653
82-1-215	Amended	V. 22, p. 1653
82-1-216	Amended	V. 22, p. 1653
82-1-218	Amended	V. 22, p. 1653
82-1-219	Amended	V. 22, p. 1654
82-1-220	Amended	V. 22, p. 1655
82-1-221	Amended	V. 22, p. 1655
82-1-221b	Revoked	V. 22, p. 1656
82-1-222	Amended	V. 22, p. 1656
82-1-224	Amended	V. 22, p. 1656
82-1-225	Amended	V. 22, p. 1656
82-1-226	Amended	V. 22, p. 1657
82-1-227	Amended	V. 22, p. 1657
82-1-228	Amended	V. 22, p. 1657
82-1-229	Amended	V. 22, p. 1658
82-1-230	Amended	V. 22, p. 1659
82-1-230a	New	V. 22, p. 1659
82-1-231	Amended	V. 22, p. 1660
82-1-231a	Amended	V. 22, p. 1663
82-1-231b	Amended	V. 22, p. 1664
82-1-232	Amended	V. 22, p. 1665
82-1-235	Amended	V. 22, p. 1666
82-1-237	Amended	V. 22, p. 1666
82-1-238	Amended	V. 22, p. 1666
82-1-239	Amended	V. 22, p. 1667
82-3-101	Amended	V. 23, p. 426
82-3-600	Amended	V. 23, p. 429
82-3-600a	Amended	V. 23, p. 430
82-3-600b	Revoked	V. 23, p. 430
82-3-601a	Amended	V. 23, p. 430
82-3-601b	Amended	V. 23, p. 431
82-3-602	Amended	V. 23, p. 431
82-3-603	Amended	V. 23, p. 431
82-3-604	Amended	V. 23, p. 432
82-3-605	Revoked	V. 23, p. 432
82-3-606	Amended	V. 23, p. 432
82-3-607	New	V. 23, p. 433
82-3-700		
through		
82-3-704	Amended (T)	V. 23, p. 152-155
82-3-700		
through		
82-3-704	Amended	V. 23, p. 538-541
82-3-705		
through		
82-3-710	New (T)	V. 23, p. 155-158
82-3-705		
through		
82-3-710	New	V. 23, p. 541-544
82-4-2	Amended	V. 22, p. 86
82-4-3a	New (T)	V. 23, p. 1285
82-4-20	Amended	V. 22, p. 86

82-4-21	Amended	V. 22, p. 87
82-4-23	Amended	V. 22, p. 87
82-4-26	Amended	V. 22, p. 87
82-4-26a	Amended	V. 22, p. 88
82-4-27	Amended	V. 22, p. 88
82-4-27a	Amended	V. 22, p. 88
82-4-27e	Amended	V. 22, p. 89
82-4-28	Amended	V. 22, p. 89
82-4-28a	Amended	V. 22, p. 89
82-4-29	Amended	V. 22, p. 90
82-4-29a	Amended	V. 22, p. 90
82-4-30a	Amended	V. 22, p. 90
82-4-32	Amended	V. 22, p. 90
82-4-35	Amended	V. 22, p. 91
82-4-46	Amended	V. 22, p. 91
82-4-49b		
through		
82-4-49e	Revoked	V. 22, p. 91
82-7-2		
through		
82-7-5	Revoked	V. 22, p. 91
82-8-1	Amended	V. 22, p. 91
82-8-2	Amended	V. 22, p. 91
82-8-3	Amended	V. 22, p. 92
82-11-1	Amended	V. 22, p. 1078
82-11-3	Amended	V. 22, p. 1079
82-11-4	Amended	V. 22, p. 1079
82-11-8	Amended	V. 22, p. 1084
82-11-10	Amended	V. 22, p. 1084

82-4-49b		
through		
82-4-49e	Revoked	V. 22, p. 91
82-7-2		
through		
82-7-5	Revoked	V. 22, p. 91
82-8-1	Amended	V. 22, p. 91
82-8-2	Amended	V. 22, p. 91
82-8-3	Amended	V. 22, p. 92
82-11-1	Amended	V. 22, p. 1078
82-11-3	Amended	V. 22, p. 1079
82-11-4	Amended	V. 22, p. 1079
82-11-8	Amended	V. 22, p. 1084
82-11-10	Amended	V. 22, p. 1084

Reg. No.	Action	Register
88-23-2	Amended	V. 23, p. 276
88-23-2a	New	V. 23, p. 278
88-23-3	Revoked	V. 23, p. 279
88-23-3a	New	V. 23, p. 279
88-23-7	New	V. 22, p. 1709

Reg. No.	Action	Register
88-23-2	Amended	V. 23, p. 276
88-23-2a	New	V. 23, p. 278
88-23-3	Revoked	V. 23, p. 279
88-23-3a	New	V. 23, p. 279
88-23-7	New	V. 22, p. 1709

Reg. No.	Action	Register
91-1-201	Amended	V. 22, p. 2125
91-1-203	Amended	V. 22, p. 2126
91-1-206	Amended	V. 22, p. 2129
91-1-213	Amended	V. 22, p. 2130
91-1-230	New	V. 23, p. 1106
91-1-231	New	V. 23, p. 1107
91-1-232	New	V. 23, p. 1108
91-1-235	New	V. 23, p. 1108
91-1-236	New	V. 23, p. 1109
91-1-68a		
through		
91-1-68e	Revoked	V. 23, p. 1111
91-18-24	Revoked	V. 23, p. 280
91-18-27	Revoked	V. 23, p. 280
91-18-29	Revoked	V. 23, p. 280
91-18-34	Revoked	V. 23, p. 280
91-18-40	Revoked	V. 23, p. 280
91-31-16		
through		
91-31-30	Revoked	V. 22, p. 124
91-31-31		
through		
91-31-42	New	V. 22, p. 124-128
91-38-1	Amended	V. 22, p. 356
91-38-2	Amended	V. 22, p. 356
91-38-3	Amended	V. 22, p. 357
91-38-5	Amended	V. 22, p. 357
91-38-6	Amended	V. 22, p. 358
91-38-7	Amended	V. 22, p. 360

Reg. No.	Action	Register
91-1-201	Amended	V. 22, p. 2125
91-1-203	Amended	V. 22, p. 2126
91-1-206	Amended	V. 22, p. 2129
91-1-213	Amended	V. 22, p. 2130
91-1-230	New	V. 23, p. 1106
91-1-231	New	V. 23, p. 1107
91-1-232	New	V. 23, p. 1108
91-1-235	New	V. 23, p. 1108
91-1-236	New	V. 23, p. 1109
91-1-68a		
through		
91-1-68e	Revoked	V. 23, p. 1111
91-18-24	Revoked	V. 23, p. 280
91-18-27	Revoked	V. 23, p. 280
91-18-29	Revoked	V. 23, p. 280
91-18-34	Revoked	V. 23, p. 280
91-18-40	Revoked	V. 23, p. 280
91-31-16		
through		
91-31-30	Revoked	V. 22, p. 124
91-31-31		
through		
91-31-42	New	V. 22, p. 124-128
91-38-1	Amended	V. 22, p. 356
91-38-2	Amended	V. 22, p. 356
91-38-3	Amended	V. 22, p. 357
91-38-5	Amended	V. 22, p. 357
91-38-6	Amended	V. 22, p. 358
91-38-7	Amended	V. 22, p. 360

Reg. No.	Action	Register
92-19-200		
through		
92-19-203	New	V. 22, p. 431
92-51-24	Amended	V. 23, p. 40
92-51-25	Amended	V. 23, p. 40
92-51-28	New	V. 23, p. 40
92-51-29	New	V. 23, p. 41
92-51-34a	New	V. 23, p. 41
92-52-9	Amended	V. 23, p. 41

**AGENCY 93: DEPARTMENT OF REVENUE—  
DIVISION OF PROPERTY VALUATION**

Reg. No.	Action	Register
93-6-4	Amended	V. 22, p. 666
93-6-7	New	V. 22, p. 666

Reg. No.	Action	Register
94-2-4	Amended (T)	V. 22, p. 1504
94-2-4	Amended	V. 22, p. 2009
94-2-19	Amended (T)	V. 22, p. 1504
94-2-19	Amended	V. 22, p. 2009
94-2-20	Amended (T)	V. 22, p. 1504
94-2-20	Amended	V. 22, p. 2010
94-2-21	Amended (T)	V. 23, p. 896
94-2-21	Amended	V. 23, p. 1375

Reg. No.	Action	Register
100-11-1	Amended (T)	V. 23, p. 580
100-11-1	Amended	V. 23, p. 1042
100-22-4	New	V. 22, p. 690
100-29-9	Amended	V. 22, p. 1892
100-29-10	Amended	V. 22, p. 1893
100-49-4	Amended	V. 23, p. 1148

100-54-2	through	
100-54-8	Amended	V. 22, p. 1926-1929
100-54-4	Amended (T)	V. 23, p. 383
100-54-4	Amended	V. 23, p. 1042
100-55-4	Amended (T)	V. 23, p. 383
100-55-4	Amended	V. 23, p. 1042
100-55-5	Amended	V. 22, p. 690
100-55-9	Amended	V. 22, p. 690

100-72-1	through	
100-72-7	New (T)	V. 22, p. 79-81
100-72-1	through	
100-72-6	New	V. 22, p. 691, 692
100-72-7	New	V. 22, p. 1893
100-75-1	New (T)	V. 22, p. 82
100-75-1	New	V. 22, p. 693

**AGENCY 102: BEHAVIORAL SCIENCES  
REGULATORY BOARD**

Reg. No.	Action	Register
102-1-3a	Amended (T)	V. 22, p. 1267
102-1-3a	Amended	V. 22, p. 1808
102-1-3b	New (T)	V. 22, p. 1268
102-1-3b	New	V. 22, p. 1809
102-1-8	Amended	V. 22, p. 1148
102-1-10a	Amended	V. 22, p. 2179
102-1-15	Amended	V. 22, p. 1149
102-2-2b	New (T)	V. 22, p. 1269
102-2-2b	New	V. 22, p. 1810
102-2-2c	New (T)	V. 22, p. 1270
102-2-2c	New	V. 22, p. 1811
102-2-4a	Amended	V. 22, p. 1150
102-2-7	Amended	V. 22, p. 2182
102-2-8	Amended	V. 23, p. 1137
102-2-9	Amended	V. 22, p. 1151
102-2-11	Amended	V. 22, p. 1151
102-2-12	Amended	V. 22, p. 1084
102-3-3a	Amended	V. 22, p. 1302
102-3-4b	New (T)	V. 22, p. 1271
102-3-4b	New	V. 22, p. 1811
102-3-7a	Amended	V. 23, p. 1139
102-3-9a	Amended	V. 22, p. 1151
102-3-10a	Amended	V. 22, p. 1152
102-3-12a	Amended	V. 22, p. 2184
102-4-3a	Amended	V. 23, p. 1141
102-4-4a	Amended	V. 23, p. 1143
102-4-4b	New (T)	V. 22, p. 1272
102-4-4b	New	V. 22, p. 1812
102-4-6a	Amended	V. 22, p. 2186
102-4-7a	Amended	V. 23, p. 1144
102-4-9a	Amended	V. 22, p. 1153
102-4-10a	Amended	V. 22, p. 1153
102-4-12	Amended	V. 22, p. 2187
102-5-3	Amended	V. 22, p. 1087
102-5-4a	Amended	V. 23, p. 1145
102-5-4b	New (T)	V. 22, p. 1273

102-5-4b	New	V. 22, p. 1813
102-5-7a	Amended	V. 23, p. 1147
102-5-9	Amended	V. 22, p. 1155
102-5-10	Amended	V. 22, p. 1155
102-5-12	Amended	V. 22, p. 2189
102-5-16	New	V. 22, p. 1158
102-6-9	Amended	V. 22, p. 1159
102-6-10	Amended	V. 22, p. 1159

#### AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Reg. No.	Action	Register
108-1-1	Amended	V. 23, p. 1189
108-1-4	Amended	V. 23, p. 823

#### AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-3-2	New	V. 23, p. 202
109-5-4	Amended	V. 22, p. 1805
109-7-1	Amended	V. 22, p. 1805

#### AGENCY 110: DEPARTMENT OF COMMERCE

Reg. No.	Action	Register
110-8-1 through 110-8-6	New	V. 22, p. 2032, 2033
110-8-8 through 110-8-11	New	V. 22, p. 2033, 2034
110-10-1	New (T)	V. 22, p. 1815
110-10-1	New	V. 23, p. 180

#### AGENCY 111: KANSAS LOTTERY

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 Kansas Register. A list of regulations filed by the Kansas Lottery from 2001 through 2003 can be found in the Vol. 22, No. 52, December 25, 2003 Kansas Register. The following regulations were filed after January 1, 2004:

Reg. No.	Action	Register
111-2-151 through 111-2-156	New	V. 23, p. 95, 96
111-2-154	Amended	V. 23, p. 261
111-2-155	Amended	V. 23, p. 262
111-2-156	Amended	V. 23, p. 262
111-2-157	New	V. 23, p. 262
111-2-158	New	V. 23, p. 459
111-2-159	New	V. 23, p. 901
111-3-22	Amended	V. 23, p. 97
111-4-881	Amended	V. 23, p. 97

111-4-1448	Amended	V. 23, p. 98
111-4-2052	Amended	V. 23, p. 262
111-4-2055	Amended	V. 23, p. 263
111-4-2057	Amended	V. 23, p. 263
111-4-2074	Amended	V. 23, p. 98
111-4-2093	Amended	V. 23, p. 309
111-4-2094	New	V. 23, p. 100
111-4-2095	through	

111-4-2115	New	V. 23, p. 264-275
111-4-2097	Amended	V. 23, p. 310
111-4-2098	Amended	V. 23, p. 310
111-4-2116	through	

111-4-2125	New	V. 23, p. 311-318
111-4-2126	through	

111-4-2146	New	V. 23, p. 459-471
111-4-2147	through	

111-4-2160	New	V. 23, p. 901-909
111-4-2161	through	

111-4-2173	New	V. 23, p. 1025-1033
111-4-2174	New	V. 23, p. 1074
111-4-2175	New	V. 23, p. 1075
111-4-2176	New	V. 23, p. 1076
111-4-2177	through	

111-4-2180	New	V. 23, p. 1169-1171
111-4-2181	through	

111-4-2185	New	V. 23, p. 1343-1346
111-5-96	Amended	V. 23, p. 101
111-5-111	through	

111-5-115	New	V. 23, p. 245, 246
111-5-113	Amended	V. 23, p. 472
111-5-114	Amended	V. 23, p. 472
111-7-188	through	

111-7-192	New	V. 23, p. 319, 320
111-7-190	Amended	V. 23, p. 473
111-7-192	Amended	V. 23, p. 473

111-9-122	New	V. 23, p. 910
111-9-123	New	V. 23, p. 910
111-1-1	through	

111-11-11	New	V. 23, p. 911-914
111-11-1	Amended	V. 23, p. 1077
111-12-1	New	V. 23, p. 914

#### AGENCY 112: RACING AND GAMING COMMISSION

Reg. No.	Action	Register
112-3-11	Amended	V. 22, p. 1427
112-4-1	Amended	V. 22, p. 2057

112-4-1a	New	V. 22, p. 278
112-4-1b	New	V. 22, p. 279
112-6-4	Amended	V. 22, p. 85
112-8-4	Amended	V. 22, p. 1428
112-8-5	Amended	V. 22, p. 1428
112-9-44	Amended	V. 22, p. 279
112-10-2	Amended	V. 22, p. 85
112-10-3	Amended	V. 23, p. 93
112-10-5	Amended	V. 23, p. 1073
112-10-6	Amended	V. 23, p. 1073
112-10-6a	New	V. 23, p. 1074
112-10-13	New	V. 23, p. 495
112-11-20	Amended	V. 22, p. 281
112-12-10	Amended	V. 22, p. 86
112-13-2	Amended	V. 23, p. 94
112-18-9	Amended	V. 22, p. 1710
112-18-11	Amended	V. 22, p. 1710
112-18-18	Amended	V. 22, p. 1710

#### AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-1-1	Amended	V. 22, p. 1930
115-2-1	Amended	V. 22, p. 1932
115-3-2	Amended	V. 23, p. 1043
115-4-6	Amended	V. 22, p. 1227
115-4-11	Amended	V. 22, p. 436
115-17-6	through	
115-17-9	Amended	V. 22, p. 437-439
115-18-8	Amended	V. 22, p. 1229
115-18-10	Amended	V. 23, p. 1043
115-21-1	Amended	V. 22, p. 1506
115-21-2	Amended	V. 22, p. 1507

#### AGENCY 117: REAL ESTATE APPRAISAL BOARD

Reg. No.	Action	Register
117-1-1	Amended	V. 22, p. 684
117-2-1	Amended	V. 22, p. 684
117-2-2	Amended	V. 23, p. 1407
117-3-1	Amended	V. 22, p. 685
117-3-2	Amended	V. 23, p. 1408
117-4-1	Amended	V. 22, p. 686
117-4-2	Amended	V. 23, p. 1408
117-5-2	Amended	V. 22, p. 2007
117-6-1	Amended	V. 22, p. 687
117-6-2	Amended	V. 22, p. 688
117-6-3	Amended	V. 22, p. 688
117-8-1	Amended	V. 23, p. 337
117-9-1	Amended	V. 23, p. 150